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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **MAC.APP. 148/2026**

MEERA YADAV AND ANRAppellants

Through: Mr. Sunil Kumar Verma,
Advocate.

versus

HDFC ERGO GENERAL INSURANCE CO LTD AND ORS

.....Respondents

Through: Mr. A.K. Soni, Advocate
(through VC).

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **24.02.2026**

CM APPL. 12508/2026 (Exemption)

1. Exemption allowed, subject to all just exceptions.
2. Application stands disposed of.

MAC.APP. 148/2026

1. This appeal has been filed seeking enhancement of compensation awarded at Rs. 22,16,000/- by the Motor Accident Claims Tribunal, Dwarka Courts, Delhi [**MACT**] vide Award dated 23rd December 2025 in **MACT No.959/2018**.

2. *Mr. Sunil Kumar Verma*, counsel for appellant, contends that the MACT took the benchmark income based on minimum wages of *Haryana*, whereas the deceased was 24 years of age and was living with his parents in *Delhi*, as is evident from the Aadhar Cards of the *mother*, *father* and deceased, which have been appended along with



the petition.

3. He states that the minimum wages of a '*skilled worker*' in *Delhi* ought to have been taken, considering that the deceased was a private car driver, which would be in the range of Rs.17,991/- per month.

4. The other pleas, that *future prospects* were not considered and that there was a deduction of 1/3rd toward personal expenses, stand accommodated in *paragraph nos.11 & 12* of the impugned award, considering the circumstances that the deceased was 24 years of age and both his parents were dependent on him. These pleas are therefore not sustained.

5. The other issue raised pertains to simple interest at the rate of 7.5%, which the Court is not inclined to interfere with.

6. On the issue relating to minimum wages, issue Notice to respondent no.1/Insurance Company.

7. *Mr. A.K. Soni*, Advocate, accepts notice on behalf of respondent no.1/Insurance Company, and shall take instructions in this regard as far as issue of minimum wages is concerned.

8. Reply be filed within a period of four weeks. Rejoinder thereto, if any, be filed within three weeks thereafter.

9. Notices to respondent nos.2 & 3 are not required at this stage.

10. List on 24th March 2026 in the category of "*Supplementary List*".

11. Order be uploaded on the website of this Court.

ANISH DAYAL, J

FEBRUARY 24, 2026/ak/tk