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

+ **MAC.APP. 184/2026 CM APPL. 16758/2026**

NATIONAL INSURANCE CO. LTD.Appellant

Through: Mr. Manoj Ranjan Sinha, Mr. Vishal
Agrawal, Advocates.

versus

MASTER AWAN AHMAD SIDDIQUI & ORS.Respondents

Through: *Nemo.*

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **18.03.2026**

CM APPL. 16759/2026 (Exemption)

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

MAC.APP. 184/2026

1. This appeal has been filed challenging the award dated 8th December 2025 passed by the Motor Accident Claims Tribunal, South East, Saket Courts, New Delhi (*'MACT'*) in *MACT No.1028/2025*, granting a compensation of *Rs.41,59,558/-* along with interest @ 7.5% per annum.
2. *Mr. Manoj Ranjan Sinha*, counsel for appellant/Insurance Company, assails the award on three grounds; ***first***, that the amounts awarded on non-pecuniary head are excessively high; ***second***, that the injured was only three years old and multiplier of '15' ought to apply; and ***third***, that 51% functional disability has been erroneously considered despite injury being of fracture, and considering the young age of the child, there would be a scope for healing



over a period of time. He further argues that recovery rights ought to be granted against the driver and owner of the offending vehicle.

3. Accordingly, issue Notice to respondents on steps being taken by petitioner through all permissible modes, including e-mail, etc.

4. Counsels for parties will file their respective note of arguments not exceeding *three pages*, synopsisizing their contentions along with *list of citations*, which they wish to rely upon, cross-referencing *PDF pages* of the Court File. The same will be exchanged *inter se* counsels *at least three days* prior to the next date of hearing.

5. Trial Court Record be also requisitioned and placed on record. Digital copy of the same be supplied to the counsels for the parties, if so requested.

6. *Mr. Manoj Ranjan Sinha*, counsel for appellant, states that there is an error of calculation of compensation in *paragraph 23 (m) at point (iv)* of the impugned award, which is extracted as under:

(m)	In view of the above discussion of law, the calculation under future loss of income in the present case is as under:	
(i)	Annual income (Rs. 16,858/- x 12)	:Rs. 2,02,296/-
(ii)	Future prospect (40% of Rs. 2,02,296/-)	:Rs. 80,918/-
(ii)	Total	:Rs. 2,83,214/-
(iv)	Multiplicand	:Rs. 2,83,214/-
(v)	Hence the 'Total Loss of Future Income' shall be :- Percentage of functional disability (multiplicand x multiplier) = 51% of (Rs. 2,83,214/- x 18) :Rs. 25,99,905/-	
(vi)	Total loss of future income is calculated to be Rs. 29,41,508/-	

7. Since there seems to be a typographical error in calculation of compensation, the compensation awarded may be considered as



Rs.25,99,905/-, subject to further orders of the Court.

8. Accordingly, the full compensation amount at *Rs.25,99,905/-* along with accrued interest be deposited before the MACT within a period of four weeks, and 75% of the deposited amount along with accrued interest be released in favour of claimants within a period of two weeks thereafter, as per the directions of the MACT in the impugned award.

9. List on 17th August 2026.

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

ANISH DAYAL, J

MARCH 18, 2026/ak/bp