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

+ **MAC.APP. 200/2026**

DHEERAJ KUMAR

.....Appellant

Through: Mr. Pankaj Gupta, Adv.

versus

NEW INDIA ASSURANCE CO LTD AND ORSRespondent

Through:

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **23.03.2026**

CM APPL.18099/2026 (Exemption)

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

CM APPL.18100/2026 (Condonation of delay)

1. This application has been filed seeking condonation of delay of 6 days in filing the present appeal.
2. For the reasons, as stated in the said application, the same is allowed.
3. The delay is condoned.
4. Application stands disposed of, accordingly.

MAC.APP. 200/2026

1. This appeal has been filed seeking enhancement of compensation awarded by the MACT by award dated 08th December 2025 in MACT No.534/2018, where compensation of Rs.21,76,150/- along with interest @ 4% per annum was awarded from the filing of the DAR till deposition.
2. *Mr. Pankaj Gupta*, counsel appearing on behalf of appellant/claimant,



seeks enhancement principally on three grounds:

- (i) That the functional disability was considered at 40%, despite 82% permanent locomotive disability of the left lower limb, particularly in context that he was 21-years-old and was working as field executive therefore, future earning capacity would be massively affected;
 - (ii) That compensation under non-pecuniary heads was highly inadequate; and
 - (iii) That the interest at 4% per annum was unjustifiably low.
3. Issue notice to respondent no.1/Insurance Company on steps being taken by appellant through all permissible modes, including email.
 4. 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.
 5. 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.
 6. List on 31st August 2026.
 7. Order be uploaded on the website of this Court.

ANISH DAYAL, J

MARCH 23, 2026/MK/bp