



\$~78

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **MAC.APP. 206/2026 & CM APPL. 18239/2026**
THE NEW INDIA ASSURANCE CO. LTD.Appellant
Through: Mr. Amit Singh, Advocate

versus

SMT. SEEMA CHAUDHARY AND ORS.Respondents
Through: Mr. Amit Kumar Maihan, Advcoates.
Mrs. Avnish Ahlawat, SC with Mrs.
Tania Ahlawat, Mr. Nitesh Kumar
Singh & Ms. Alam, Advocates for R-
4.

CORAM:
HON'BLE MR. JUSTICE ANISH DAYAL

% **ORDER**
24.03.2026

CM APPL. 18240/2026 (Exemption)

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

MAC.APP. 206/2026 along with CM APPL. 18239/2026 (Stay)

1. The appeal has been filed by the Insurance Company challenging the award dated 22nd December 2025 passed by the MACT, Rohini Court in MACT No. 49/2024, granting Rs. 1,26,31,100/- along with interest @ 9% *per annum*.
2. The challenge raised by the Insurance Company, as submitted by *Mr. Amit Singh*, counsel for the appellant, is regarding the deduction of 1/3rd towards personal expenses, whereas the deceased was a bachelor. It is



contended that in terms of the judgment in *National Insurance Co. Ltd. v. Pranay Sethi & Ors (2017) 16 SCC 680*, the deduction ought to have been 50% towards personal expenses.

3. Counsel for the respondent no. 1-3/claimants appears on advance notice and points out to paragraph 20 of the MACT award, wherein this aspect has been duly considered by the Tribunal. He states that the father of the deceased had passed away during the trial, and the deceased is survived by his mother and two major siblings, who were dependent upon him. In these circumstances, the Tribunal considered the deduction of 1/3rd towards personal expenses.

4. He seeks time to place the relevant evidence on record to support his contention.

5. Issue notice.

6. Notice is accepted by respondent no 1 to 3.

7. 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.

8. In the meantime, the Insurance Company will deposit the full amount of compensation along with accrued interest within the four weeks from today with the MACT. Upon such deposit being made with the MACT, 75% of the amount of compensation be released in favour of the claimants in terms of the directions contained in the MACT award.

9. Parties are referred to *Pre-sitting Lok Adalat* for resolution of disputes.

10. Parties to appear either physically or through VC before *Pre-sitting Lok Adalat* on 16th April 2026 at 02:30 P.M.



11. Concerned officer from Insurance Company, who is authorised to take decisions, shall be present, either physically or through VC, before the *Pre-sitting Lok Adalat*.
12. Copy of order be sent to Secretary, *Delhi High Court Legal Services Committee* for information and compliance.
13. List on 27th August 2026.
14. Order be uploaded on the website of this Court.

ANISH DAYAL, J

MARCH 24, 2026/da/bp