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

+ **MAC.APP. 261/2025**

RELIANCE GENERAL INSURANCE CO LTDAppellant

Through: **Mr. Shounik Mazumdar and Ms.
Sabhyata Sharma, Advocates.**

versus

CHANDRADEV MUKHIYA & ORS.Respondents

Through:

CORAM:

HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER

24.04.2025

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1. The present Appeal has been filed by the Insurance Company under Section 173 of the Motor Vehicles Act, 1988 seeking to challenge an Award dated 11.02.2025 passed by the learned PO-MACT, Patiala House Court, New Delhi [hereinafter referred to as "Impugned Award"]. By the Impugned Award an amount of Rs.11,97,900/- along with 7.5% interest per annum was granted to the Respondent Nos. 1 to 3.
2. The challenge in the present Appeal is on 3 grounds:
 - (i) Firstly, that the Respondent No.4 did not produce a valid permit as on the date of the accident before the learned Tribunal and adverse inference should have been drawn in respect thereof.
 - (ii) Secondly, that there was no finding on the aspect of negligence.
 - (iii) Lastly, interest on future prospects was granted, which is not permissible in law.



3. Issue Notice.

3.1 On steps being taken, let Notice be served on the Respondents *via* all modes. Affidavit of service be filed within two weeks.

4. Subject to the deposit of entire decretal amount inclusive of up-to-date interest within a period of 6 weeks, the operation of the Impugned Award shall remain stayed till the next date of hearing. In the event, there is any default in depositing the amount, the interim protection granted by this Court shall automatically stand vacated.

5. Upon deposit by the Appellant, 50% of the deposited amount inclusive of up to date interest shall be released to the Respondent Nos.1 to 3/Claimants in accordance with the scheme, as is set out in the Impugned Award.

6. The Registry is directed to place on record the digital copy of the Trial Court Record duly paginated and book-marked in accordance with the rules of the High Court.

7. List before the Registrar on 20.08.2025.

TARA VITASTA GANJU, J

APRIL 24, 2025/pa/jn

Click here to check corrigendum, if any