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

+ **MAC.APP. 170/2022**

MUKESH KUMAR

..... Appellant

Through: Mr. Paras Joshi and Ms. Urvashi,
Advocates.

versus

CHUNNI LAL

..... Respondent

Through:

CORAM:

HON'BLE MR. JUSTICE RAJNISH BHATNAGAR

ORDER

% **11.07.2022**

CM APPL. 28027/2022(for exemption)

Exemption allowed, subject to all just exceptions.

The application stands disposed of.

MAC.APP. 170/2022 AND CM APPL. 28026/2022(Stay)

Appellant is aggrieved by the order dated 02.03.2022 passed in MAC
Petition No. 5135/2016 by Id. Motor Accident Claim Tribunal, Rohini,
Courts and has filed this appeal with the following prayers:-

- “a. Call for records of the court of PO, MACT (North), Rohini Court, Delhi in MACT 5135 of 2016 dated 02.03.2022 titled “Shri Chunni Lal Vs. Shri Mukesh Kumar” and after perusing the same.*
- b. Set aside the impugned order dated 02.03.222 passed by the court of Shri Devender Kumar Jangala, Learned Presiding Officer Motor Accident Claim Tribunal, Rohhini Courts, Delhi. Allow the appeal of the Appellant.*
- c. or alternatively reduce the quantum of compensation in accordance to just provisions of law.*



d. Any other or further order or reliefs, which this Hon'ble Court may deem fit proper be also passed in favour of the appellants in the interest of justice."

It is submitted by learned counsel for appellant that learned Tribunal has wrongly appreciated the testimony of the respondent who appeared as PW-1 before the learned MM Court and before the Tribunal as there is a contradiction between two statements made by him in the above said Courts respectively. It is submitted by learned counsel for the appellant that as per the order of the Tribunal Rs. 2 lakh is to be deposited immediately and is to be disbursed to the respondent.

Let the appellant deposit the same with the Registrar General of this Court, however, it shall not be disbursed to respondent till further orders.

Issue notice to respondent, on steps being taken by the appellant by all possible modes, returnable on 28th October 2022.

RAJNISH BHATNAGAR, J

JULY 11, 2022

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