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

+ MAC.APP. 378/2025 & CM APPL. 36385/2025

IFFCO TOKIO GENERAL INSURANCE CO. LTD.Appellant

Through: Mr. Navneet Kumar & Mr. Harsh
Sharan, Advs.

versus

KIARA & ORS.Respondents

Through: Mr. Vikram & MS. Ritu, parents of R-
1 / Kiara in person
Ms. Payal Rajput, for R-2 & 3

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **10.02.2026**

1. *Mr. Vikram and Ms. Ritu*, parents of respondent no.1/*Kiara*, injured/claimant appears in person before the Court and request for an advocate through Legal Aid.
2. *Ms. Shruti Jain*, Advocate, who is present in the Court kindly volunteers to represent respondent no.1.
3. Accordingly, *Ms. Shruti Jain*, Adv. (Mobile No. 9588704825) is appointed as counsel for respondent no.1.
4. Registry shall provide a digital copy of the entire appeal paper book to *Ms. Shruti Jain*, Adv.
5. Issue has been encapsulated by the Court in order dated 30th May 2025, which is extracted as under:

“6. The present Appeal has been filed under Section 173 of the Motor Vehicle Act, 1988 [hereinafter referred to as "MY Act"] impugning the award dated 24.12.2024 [hereinafter referred to as "Impugned



Award"] passed by the learned Presiding Officer, Motor Accident Claims Tribunal, (North West), Rohini Courts, Delhi. By the Impugned Award, an amount in the sum of Rs.2,50,000/- has been awarded by the learned Tribunal.

7. The only grievance that has been raised by the Appellant is that the; Impugned Award was passed by the learned Tribunal without any trial or evidence lead by either party.

8. Learned Counsel for the Appellant seeks to rely upon the order sheets of the learned Tribunal, more specifically the orders dated 07.08.2024, 28.09.2024 and 24.12.2024, wherein the learned Tribunal converted the Detailed Accident Report ('DAR') into a Petition under Section 164 of the MV Act and thereafter allowed the same without any trial.

8.1 Learned Counsel for the Appellant submits that no interest has also been granted on the awarded amount by the learned Tribunal.

9. Issue Notice.

9.1 On steps being taken, let Notice be issued to the Respondents via all modes. An Affidavit of service be filed within a period of two weeks.

10. Subject to the deposit of entire decretal amount 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.

10.1 Upon deposit by the Appellant, the Respondents/Claimants are at liberty to move an appropriate Application for release of the deposited amount in accordance with scheme, as is set out in the Impugned Award."



6. List on 23rd March 2026 in '*Supplementary List*'.
7. Order be uploaded on the website of this Court.

ANISH DAYAL, J

FEBRUARY 10, 2026/sm/tk