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

+ **MAC.APP. 329/2024, CM APPL. 37821/2024**

NATIONAL INSURANCE CO. LTD.

.....Appellant

Through: Mr. Pradeep Gaur, Ms. Sweta Sinha,
Advts.

versus

MITHLESH AND ORS

.....Respondents

Through: Mr. Pankaj Gupta, Adv. for R-1 & 2

CORAM:

HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER

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29.04.2025

CM APPL. 53242/2024/[Release of amount]

1. This is an Application filed by the Respondent Nos.1 and 2 seeking release of 75% of the decretal amount.
2. Learned Counsel for the Respondent Nos.1 and 2, who are the parents of the deceased, submits that an award Rs.37,58,856/- along with interest at the rate of 8% had been awarded to Respondent Nos.1 and 2 by the learned Tribunal and despite a lapse of five years, they have not received any compensation. Learned Counsel submits that an FIR has been registered against Respondent No.3 for rash and negligent driving.
3. Learned Counsel for the Appellant submits that paragraph 57 of the Impugned Award dated 27.04.2024 directs a sum of Rs.2,00,000/- each be released into the accounts of Respondent Nos.1 and 2 and that he has no objection to the release of this amount.

This is a digitally signed order.

The authenticity of the order can be re-verified from Delhi High Court Order Portal by scanning the QR code shown above.

The Order is downloaded from the DHC Server on 02/05/2025 at 12:18:19



4. In view of what is stated by the Respondent Nos.1 and 2, this Court deems it apposite to release 50% of the awarded amount in accordance with the scheme, as is set out in the Impugned Award in favour of Respondent Nos.1 and 2.

5. The Application stands disposed of.

MAC.APP. 329/2024, CM APPL. 37821/2024/[Stay]

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. The parties seek and are granted time to file their respective written synopsis, not exceeding three pages each, at least three days before the next date of hearing, along with the compilation of judgments, if any, they wish to rely upon.

7.1 All judgments sought to be relied upon shall be filed with an index which also sets out the relevant paragraph numbers and the proposition of law that it sets forth.

8. List on 13.10.2025.

9. The parties shall act based on the digitally signed copy of the order.

TARA VITASTA GANJU, J

APRIL 29, 2025/jn

[Click here to check corrigendum, if any](#)