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

CNR No. DLHC010408582024

+ **MAC.APP. 352/2024**

SH SATISH KUMAR SHARMA & ANR.Appellant

Through: Mr. S.N. Parashar, Adv with Mr.
Ritik Singh, Mr. Palwinder Singh.
Mr. S.W. Nomani, Advs.

versus

SH ADESH KUMAR & ORS.Respondent

Through:

CNR No. DLHC010426352024

+ **MAC.APP. 368/2024& CM APPL. 41012/2024**

SH SATISH KUMAR SHARMAAppellant

Through: Mr. S.N. Parashar, Adv with Mr.
Ritik Singh, Mr. Palwinder Singh.
Mr. S.W. Nomani, Advs.

versus

SH ADESH KUMAR & ORS.Respondent

Through:

CNR No. DLHC010426372024

+ **MAC.APP. 370/2024&CM APPL. 41092/2024**

SH SATISH KUMAR SHARMAAppellant

Through: Mr. S.N. Parashar, Adv with Mr.
Ritik Singh, Mr. Palwinder Singh.
Mr. S.W. Nomani, Advs.

versus

SH ADESH KUMAR & ORS.Respondent

Through:



CORAM:
HON'BLE MR. JUSTICE ANISH DAYAL

ORDER
% **05.08.2026**

1. These appeals have been filed assailing order dated 08th April 2024 passed Motor Accident Claims Tribunal ('**MACT/Tribunal**') Rohini Courts, in MACP No. 64/2024, whereby the claim petition was dismissed on ground that it was beyond the limitation period prescribed under Section 166(3) of the Motor Vehicles Act, 1988.

2. The issue of limitation is pending determination before the Supreme Court, and certain interim directions have been passed in this regard in **ICICI Lombard General Insurance Co. Ltd. v. Ayiti Navaneetha & Ors., SLP (C) No(s). 8412-8413/2023**, on 04th November 2025, wherein the Supreme Court has categorically stated as under:

“5. It is made clear that during the pendency of these petitions, the tribunal or the High Courts shall not dismiss the claim petitions on the ground of such petitions as barred by limitation as prescribed under sub-Section (3) or Section 166(3) of the Motor Vehicles Act, 1988.”

3. In view of the aforesaid direction, the dismissal of the claim petition cannot be sustained.

4. Accordingly, the appeal is allowed.

5. The matter is remanded back to the MACT for consideration on merits.

6. These appeals stand disposed of in the above terms.

7. List before the MACT on 24th August 2026.



8. Order be uploaded on the website of this Court.

ANISH DAYAL, J

AUGUST 5, 2026/RK/zb