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

+ **MAC.APP. 421/2025**

PUSHPA DEVI & ORS.

.....Appellants

Through: Mr. Arun Yadav, Advocate.

versus

PUNEET KUMAR SHARMA & ORS.

.....Respondents

Through:

CORAM:

HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER

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10.07.2025

CM APPL. 40200/2025 [*Exemption from filing certified copies*]

1. Allowed, subject to the Appellants filing certified copies of the Impugned Order and other annexures within a period of three weeks.
2. The Application stands disposed of.

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3. The present Appeal has been filed under Section 173 of the Motor Vehicles Act, 1988 seeking to challenge the order dated 24.02.2025 passed by the learned Presiding Officer, Patiala House Courts, New Delhi [hereinafter referred to as "Impugned Award"]. By the Impugned Award, a sum of Rs.49,22,759/- along with 7.5% interest has been granted.
4. The Appeal has been filed by the Appellants/claimants seeking enhancement of the awarded amount.
5. Learned Counsel for the Appellants submits that the Transport allowance as well as the House Rent Allowance has been wrongly reduced



while calculating the income of the deceased. He thus submits that in view of this deduction, the awarded amount should be Rs.61,88,108/-.

6. Issue Notice.

6.1 On steps being taken, let Notice be served on Respondent No.3 *via* all modes.

6.2 Learned Counsel for the Appellants submits that in view of the Impugned Award passed by the learned Tribunal, service to owner and driver i.e. Respondent Nos.1 & 2 be dispensed with since the liability is solely upon the insurance company.

7. List before the Registrar on 17.09.2025.

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

TARA VITASTA GANJU, J

JULY 10, 2025/pa