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

+ **MAC.APP. 111/2024**

SAMUEL MASSEY

..... Appellant

Through: Mr. Amitabh Kumar Verma and
Mr. Atul Maliyan, Advs.

versus

SANJEEV ARYA AND ANR

..... Respondents

Through: Mr. Pankaj Seth, Adv. for R-2

CORAM:

HON'BLE MR. JUSTICE DHARMESH SHARMA

ORDER

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19.02.2024

1. This hearing is being conducted through hybrid mode.

CM APPL. 9982/2024 (Ex.)

2. Allowed, subject to all just exceptions.

3. The application stands disposed of.

CM APPL. 9983/2024 (Delay of 43 days in re-filing the present appeal) and CM APPL. 9984/2024 (Delay of 71 days in filing the present appeal)

4. There is a delay of 43 days in re-filing the present appeal as also a delay of 71 days in filing the present appeal.

5. For the reasons stated in both the applications, the delay of 43 days in re-filing the present appeal and delay of 71 days in filing the present appeal, are condoned.

6. The applications stand disposed of.



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7. The appellant/Insurance Company is assailing the impugned judgment-cum-award dated 27.05.2023 and seeking enhancement of compensation.

8. Mr. Pankaj Seth, learned counsel for the respondent no.2/National Insurance Company Ltd. is present through video conferencing and he accepts notice. However, as requested by Mr. Seth, let hard copy as well as soft copy of the complete set of paper book with annexures be supplied to him within three days from today.

8. In the meanwhile, since there is no issue with regard to the driving license of the driver of the offending vehicle and the issue of rash and negligent driving on the part of the driver is not disputed at this stage, let both the parties appear for the *Pre-Lok Adalat* Mediation before the learned Secretary, Delhi High Court Legal Services Committee, for exploring the possibility of an amicable settlement, on 28.02.2024 at 03.00 p.m.

9. Awaiting the outcome of the *Pre-Lok Adalat* Mediation, re-notify before this Court on 24.07.2024.

DHARMESH SHARMA, J.

FEBRUARY 19, 2024

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