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

+ **MAC.APP. 580/2025 & CM APPL. 56602-56603/2025**

SH JAI SINGH

.....Appellant

Through: Mr. S.N. Parashar & Mr. Ritik Singh,
Advs.

versus

SH SUNIL KUMAR & ANR.

.....Respondents

Through:

CORAM:

HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER

09.09.2025

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CM APPL. 56603/2025 [Exemption from filing certified copies]

1. Allowed, subject to just exceptions.
2. The Application stands disposed of.

CM APPL. 56602/2025 [Condonation of delay]

3. This is an Application filed on behalf of the Appellant seeking condonation of delay of 18 days in filing the present Appeal.
4. For the reasons as stated in the Application, the delay is condoned.
5. The Application stands disposed of.

MAC.APP. 580/2025

6. The present Appeal has been filed on behalf of the Appellant under Section 173 of the Motor Vehicles Act, 1988 against the judgment dated 19.05.2025 [hereinafter referred to as "Impugned Judgment"] passed by learned Presiding Officer, MACT-01, South West District, Dwarka Courts,



New Delhi.

6.1 The challenge in the present Appeal is for enhancement of the amount of compensation awarded in the sum of Rs.9,15,500/- along with 7.5% interest per annum.

7. Learned Counsel for the Appellant submits that the challenge in the present Appeal is primarily on two grounds. Firstly, on the functional disability, learned Counsel for the Appellant contends that the Appellant was working as a driver of a heavy transport vehicle. It is further contended that on account of the accident, the Appellant suffered permanent physical disability in his right lower limb. It is thus contended that being a driver by profession, the Appellant would not be able to renew his driving license or continue his vocation in view of the accident, thus, the functional disability would be 100% and not as awarded by the learned Tribunal.

7.1 Secondly, it is contended that the grant of compensation under pecuniary and non-pecuniary heads has not been adequately given.

8. Issue Notice. On steps being taken, let Notice be issued to the Respondents *via* all modes. An affidavit of service be filed within two weeks.

9. 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.

10. List before the concerned Registrar for completion of service on 28.11.2025.

TARA VITASTA GANJU, J

SEPTEMBER 9, 2025/ ha