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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **MAC.APP. 645/2025 & CM Appls. 62289/2025, 62291/2025**
PRAVENDRA KUMARAppellant
Through: Mr. Ujjawal Gaur, Adv.

versus

ANIL KUMAR AND ORS (NATIONAL INSURANCE CO. PVT.
LTD.)Respondents
Through:

(56)

+ **MAC.APP. 646/2025 & CM Appls. 62507/2025, 62509/2025**
PRAVENDRA KUMARAppellant
Through: Mr. Ujjawal Gaur, Adv.

versus

BIRI AND ORS (NATIONAL INSURNACE CO. PVT. LTD.)
.....Respondents
Through:

CORAM:
HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER
06.10.2025

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**CM Appl. 62292/2025 in MAC. APP. 645/2025/Seeking condonation of
delay in re-filing]**

**CM Appl. 62510/2025 in MAC. APP. 646/2025/Seeking condonation of
delay in re-filing]**

1. These are the Application filed on behalf of the Appellant seeking condonation of delay of 19 days in re-filing the present Appeals.
2. For the reasons as stated in the Applications, the delay is condoned.
3. The Applications stand disposed of.



CM Appl. 62290/2025 in MAC. APP. 645/2025/Exemption from filing certified copy of the Impugned Award]

CM Appl. 62508/2025 in MAC. APP. 646/2025/Exemption from filing certified copy of the Impugned Award]

4. Allowed, subject to the Appellant filing certified copy of the Impugned Award dated 09.05.2025 within a period of three weeks.

5. The Applications stand disposed of.

MAC.APP. 645/2025 & CM Appl. 62289/2025/Stay/

MAC.APP. 646/2025 & CM Appl. 62507/2025/Stay/

6. The present Appeals have been filed under Section 173 of the Motor Vehicles Act, 1988 impugning the award dated 09.05.2025 passed by the learned Presiding Officer, MACT East, Karkardooma Courts, Delhi [hereinafter referred to as “Impugned Award”]. By the Impugned Award, two Claim Petitions have been decided with the following amounts awarded as compensation:

MAC. APP. 645/2025	Rs. 10,000/- along with interest at the rate of 7.5% per annum has been awarded.
MAC. APP. 646/2025	Rs. 18,33,000/- along with interest at the rate of 7.5% per annum has been awarded.

7. The only challenge by the Appellant is to the grant of recovery rights. The only contention that is raised by the learned Counsel for the Appellant is that the offending vehicle was carrying empty cylinders and thus, there was no breach of insurance policy.

8. Learned Counsel for the Appellant submits that the documents in



respect thereof could not be placed on record before the learned Tribunal and he seeks liberty to file the same before this Court.

9. The matter requires further examination.

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

11. 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.

12. List before the concerned Registrar for completion of service on 05.12.2025.

13. The parties will act based on the digitally signed copy of the order.

TARA VITASTA GANJU, J

OCTOBER 6, 2025/r