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

+ **MAC.APP. 618/2024 & CM APPL. 70386/2024**

GO DIGIT GENERAL INSURANCE CO.LTD.Appellant

Through: Mr. Sameer Nandwani, Advocate
through VC.

versus

MS NEETU KUMARI & ANR.Respondents

Through: Mr. Manjeet Kapil, Advocate for R-1.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

% **03.12.2024**

CM APPL. 70387/2024 (Exemption)

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

CM APPL. 70388/2024

3. The present Application under Section 5 of the Limitation Act, 1963 has been filed on behalf of the Appellant-Insurance Company seeking condonation of 20 days' delay in filing the Appeal.
4. For the reasons and grounds stated in the Application, the Application is allowed. The delay of 20 days in filing the Appeal is hereby condoned.
5. The Application is disposed of.

MAC.APP. 618/2024

6. The present Appeal under Section 173 of the Motor Vehicles Act, 1988 has been filed on behalf of the Appellant-Insurance Company challenging the Award dated 09.08.2024 on the ground of non-grant of



recovery rights against the Respondent No. 2 (owner/driver) as well as the quantum of compensation granted to the Respondent No. 1/Claimant on account of injuries suffered by her.

7. Issue notice.
8. Mr. Manjeet Kapil, learned counsel appearing on advance Notice, accepts notice on behalf of the Respondent No. 1/Claimant.
9. On taking steps, let notice be served upon the Respondent No. 2/Driver-Owner through ordinary and electronic modes.
10. List for arguments on 08.04.2025.
11. The Appellant-Insurance Company is directed to deposit the entire compensation amount along with upto date interest before the learned Claim Tribunal within 30 days.
12. In the interim, the e-Trial Court Record be requisitioned before the next date of hearing.

NEENA BANSAL KRISHNA, J

DECEMBER 3, 2024

S.Sharma