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

+ **MAC.APP. 723/2025**

SUMIT KUMAR

.....Appellant

Through: **Mr. S.N. Parashar, Advocate.**

versus

**VED PRAKASH & ORS. (SHRIRAM GENERAL
INSURANCE CO. LTD.)**

.....Respondents

Through: **None.**

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

% **13.11.2025**

CM APPL. 70929/2025 (for exemption)

Exemption allowed, subject to all just exceptions.

The application stands disposed of.

MAC.APP. 723/2025 & CM APPL. 70928/2025 (condonation of delay)

1. The appellant, who was the claimant before the Motor Accident Claims Tribunal ["Tribunal"] in Claim Petition No. 336/2021, has filed this appeal, seeking enhancement of the compensation awarded to him.
2. The principal ground urged by Mr. S.N. Parashar, learned counsel for the appellant, is that the Tribunal has erroneously considered the functional disability of the appellant/claimant at 35%, despite the disability certificate which showed that he suffered 75% permanent disability in relation to his right upper limb with below-elbow amputation. Mr. Parashar contends that the Tribunal has correctly accepted the appellant's contention that the amputated limb was his



dominant hand and also noted that his evidence, that he was working as a Data Entry Operator, had not been rebutted. Although the Tribunal came to the conclusion that the appellant's future job prospects may be hampered to a considerable extent, Mr. Parashar submits that the Tribunal has nonetheless erroneously assessed his functional disability at only 35%.

3. Issue notice. Notice be served upon the respondents by all permissible modes, including through learned counsel appearing on their behalf before the Tribunal.

4. Reply to the application seeking condonation of delay may be filed within 6 weeks from today. Rejoinder thereto, if any, may be filed within 2 weeks thereafter.

5. The Trial Court record be summoned, and an electronic copy of the same be placed on the file of this appeal.

6. Written submissions to the appeal may be filed by the parties with reference to the electronic record of the Court, alongwith copies of any relevant judgments which they wish to rely upon, within eight weeks from today, without prejudice to their rights and contentions in the pending application.

7. List before the Registrar on 23.01.2026 for completion of pleadings.

8. List before the Court on 27.03.2026.

PRATEEK JALAN, J

NOVEMBER 13, 2025

'Bhupi/JM'/'