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

+ **MAC.APP. 749/2025**

THE NEW INDIA ASSURANCE CO. LTDAppellant

Through: Mr. JPN Shahi, Advocate.

versus

ADARSH KUMAR TIWARI AND ORSRespondents

Through: Mr. S.N. Parashar, Adv. for R-
1.

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **27.04.2026**

CM APPL. 27558/2026 in MAC.APP. 749/2025

1. This application has been filed seeking release of compensation to injured-claimant, considering that no amount has since been released till date, while notice was issued by this Court on 26th November 2025.
2. *Mr. S.N. Parashar*, counsel appearing on behalf of respondent no. 1, states that the injured-claimant is 25 years of age and has suffered 98% permanent disability in respect of both lower limbs.
3. Claimant-injured was awarded a compensation of Rs. 1,49,41,583/- *vide* award dated 30th July 2025, passed by Motor Accidents Claims Tribunal, South District, Saket Courts, New Delhi (*'MACT'*) in MACT Claim Petition No. 223/2019.
4. However, since the Insurance Company is vehemently denying the involvement of the offending vehicle, contending that the FIR was registered after 9 months in *Uttar Pradesh*, no compensation was released.



5. The MACT's award shows that FIR was originally registered at PS *Kavi Nagar, Ghaziabad* and later at *PS Masuri*, pursuant to the directions passed by the Magistrate while hearing an application under Section 156(3) of the Code of Criminal Procedure, 1973 ('*CrPC*') filed by the father of the injured.
6. *Mr. JPN Shahi*, counsel for Insurance company, contends that the vehicle has been falsely implicated
7. *Mr. S.N. Parashar*, counsel appearing on behalf of respondent no.1, seeks liberty to file certain documents; the same may be filed within a period of two weeks.
8. In the meantime, a lump sum amount of *Rs.5,00,000/-* be released from the compensation which has already been deposited, in favour of the claimant within a period of two weeks.
9. List on 3rd August, 2026, the date already fixed.
10. Order be uploaded on the website of this Court.

ANISH DAYAL, J

APRIL 27, 2026/ar/bp