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

+ **MAC.APP. 775/2025, CM APPL. 76233/2025 & CM APPL. 76234/2025**

UNITED INDIA INSURANCE COMPANY LIMITED

.....Appellant

Through: Mr. Ravi Sabharwal and Mr. Vivan Garg, Advocates.

versus

NUR FATMA & ORS.

.....Respondents

Through: Mr. Pankaj Gupta, Advocate for R-1 to 5.

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

% **03.12.2025**

CM APPL. 76235/2025 (for exemption)

Exemption allowed, subject to all just exceptions.

The application stands disposed of.

MAC.APP. 775/2025, CM APPL. 76233/2025 (condonation of delay) &

CM APPL. 76234/2025 (stay)

1. Issue notice. Mr. Pankaj Gupta, learned counsel, accepts notice on behalf of respondent Nos. 1 to 5. Notice be served upon the other respondents by all permissible modes, additionally through counsel appearing on their behalf before the Motor Accident Claims Tribunal Tribunal ["Tribunal"], if any.

2. The case of the appellant - United India Insurance Company Limited ["Insurance Company"], which is the insurer of vehicle bearing No. UP14U9739, is that the accident occurred as a result of the negligence of the driver of the other truck (Registration No. HR19E0596)



- which collided with the insured vehicle.

3. Mr. Ravi Sabharwal, learned counsel for the appellant, points out that a chargesheet has already been filed in the criminal proceedings against respondent No.7, who is the owner and driver of the other truck, which was insured by respondent No.8.

4. Upon deposit of the entire decretal amount, alongwith up-to-date interest before the Tribunal by the appellant, execution of the impugned award shall remain stayed. The Tribunal may release 50% of the awarded amount to the claimants, in terms of the scheme of the impugned award.

5. Reply to the condonation of delay application may be filed within six weeks from today. Rejoinder thereto, if any, may be filed within two weeks thereafter.

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

7. 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.

8. List before the learned Registrar on 25.02.2026, for completion of service and pleadings.

9. List before the Court on 27.04.2026.

PRATEEK JALAN, J

DECEMBER 3, 2025

SS/JM/