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

+ **MAC.APP. 782/2025**

SBI GENERAL INSURANCE COMPANY LIMITED

.....Appellant

Through: Mr. Sameer Nandwani, Advocate
(VC)

versus

MAYA DEVI & ORS.

.....Respondents

Through: None

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

% **05.12.2025**

CM APPL. 76892/2025 (for exemption)

1. Exemption allowed, subject to all just exceptions.
2. The application stands disposed of.

MAC.APP. 782/2025 & CM APPL. 76891/2025 (for stay)

3. The appellant-Insurance Company has filed the present appeal against an award of the Motor Accident Claims Tribunal ["the Tribunal"] dated 28.08.2025 passed in MACT No. 530/2023. By the said award, respondent Nos. 1 to 5 were awarded compensation of Rs. 30,74,056/- with interest at the rate of 7% per annum.
4. Mr. Sameer Nandwani, learned counsel for the appellant, states that the appeal is limited to the question of quantum of compensation, consequent upon the inconsistent evidence with regard to the age of the deceased. He submits that the Tribunal has accepted the date of birth in



the Aadhar Card of the deceased - 39 years - whereas, the evidence of the wife and son stated that he was approximately 46 years of age. Further, the oldest child of the deceased was approximately 26 years of age. Mr. Nandwani states that this error has resulted in application of an erroneous multiplier and an erroneous addition of future prospects.

5. Issue notice. Notice be served upon respondent Nos. 1 to 5 by all permissible modes, including through learned counsel appearing on their behalf before the Tribunal. As no recovery rights have been granted, service upon respondent No. 6 is dispensed with at this stage.

6. Subject to deposit of the awarded amount by the appellant before the Tribunal, alongwith up-to-date interest, within a period of six weeks from today, the execution of the impugned award shall remain stayed until the next date of hearing. Having regard to the above submissions, upon deposit of the amount, 75% be released to the claimants in accordance with the directions contained in the impugned award.

7. Trial Court record be summoned, and an electronic copy thereof be placed on the file of this appeal.

8. Written submissions 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.

9. List before the Registrar on 26.02.2026, for completion of service.

10. List before the Court on 27.04.2026.

PRATEEK JALAN, J

DECEMBER 5, 2025

Dy/AD/