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

+ **MAC.APP. 63/2025**

K R ANAND

.....Appellant

Through: Mr. Rajeev Saxena, Senior Advocate with Ms. Megha Saxena and Ms. Shreya Bhatnagar, Advs.

versus

ORIENTAL INSURANCE CO LTD  
& ORS.

.....Respondents

Through: Mr. Pradeep Gaur, Adv. with Mr. Amit Gaur and Ms. Mansi, Advs. for R-1 (Oriental Insurance Co. Ltd.) [through VC]

**CORAM:**

**HON'BLE MR. JUSTICE AMIT MAHAJAN**

**ORDER**

% **11.02.2025**

**CM APPL. 3785/2025 (condonation of delay of 16 days in re-filing the present appeal)**

1. For the reasons mentioned in the application, the same is allowed and the delay in re-filing the present appeal is condoned.
2. The application stands disposed of.

**MAC.APP. 63/2025 & CM APPL. 3784/2025 (condonation of delay of 309 days in filing the present appeal) & CM APPL. 3791/2025 (application seeking stay of operation of the impugned award)**

3. By way of the present appeal, the appellant challenges the award dated 22.09.2023 (hereafter '**impugned award**'), passed by the learned Presiding Officer, Motor Accident Claims Tribunal ('**MACT**'), Dwarka, New Delhi, pursuant to which the liability to pay compensation was fastened on the appellant, who is the owner of the offending vehicle.
4. The present appeal has been filed by the appellant with a



delay of 309 days.

5. It is the contention of the appellant that the learned counsel who was representing him on the earlier occasion before the learned MACT, had informed that the case has been decided and the Insurance Company has to pay to the family of the victim and that no liability has been fastened upon the appellant.

6. The learned senior counsel for the appellant submits that the appellant came to know about the fact that the liability has been fastened on him, only when a notice was received by him, in the Execution Petition, in the month of August 2024.

7. He submits that the appellant thereafter contacted his counsel again, who applied for certified copy of the claim petition, and thereafter an appeal was filed immediately in the month of October 2024.

8. Issue notice.

9. Mr. Pradeep Gaur, learned counsel accepts notice on behalf of Respondent No. 1 / Insurance Company.

10. Subject to the appellant depositing the compensation amount within a period of six weeks before the Registrar General of this Court, the recovery of the awarded amount as on 22.09.2023 from the appellant is stayed till the next date of hearing.

11. The amount as and when deposited by the appellant, is directed to be kept in an interest-bearing FDR in an auto-renewal mode.

12. List on 28.07.2025.

**AMIT MAHAJAN, J**

**FEBRUARY 11, 2025 / 'KDK'**