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

+ **MAC.APP. 181/2025**

PRABHAKAR POKHRIYAL

.....Appellant

Through: Mr. C.M. Thapliyal, Mr. SP Paul, Mr.
Kiran Lata Pal, Ms. Kanchan
Thapliyal and Mr. Rahul Amin Advs.

versus

PAWAN KUMAR & ANR.

.....Respondents

Through:

CORAM:

HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER

% **18.03.2025**

CM Appl.15588/2025[Seeking condonation of delay in re-filing]

1. This is an Application filed on behalf of the Appellant seeking condonation of delay of 58 days in re-filing the present Appeal.
2. Learned Counsel for the Appellant submits that the Appellant was pursuing the matter himself and fell ill and thus, due to his illness, the objections could not be removed in time.
3. For the reasons as stated in the Application, the delay is condoned.
4. The Application stands disposed of.

CM Appl.15587/2025[Seeking condonation of delay in filing]

5. The present Application has been filed on behalf of the Appellant seeking condonation of delay of two days in filing the present Appeal.
6. Learned Counsel for the Appellant submits that the delay of two days occurred due to the bona fide mistake in calculating the period of limitation by the learned Counsel for the Appellant.
7. Given that the delay is of two days, the delay is condoned.
8. The Application stands disposed of.



CM Appl.15589/2025[Exemption from filing typed copies]

9. Allowed, subject to the Appellant filing typed copies of the annexures within a period of three weeks.

10. The Application stands disposed of.

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11. The present Appeal has been filed on behalf of the Appellant under Section 173 of the Motor Vehicles Act, 1988 against the judgment dated 29.08.2024 [hereinafter referred to as “Impugned Order”] passed by learned Presiding Officer, MACT, south district, Saket Courts, New Delhi in Petition No. 116/23 titled as ***Prabhakar Pokhriyal (DAR) v. Pawan Kumar and Others.***

11.1 The challenge in the present Appeal is for enhancement of the amount of compensation awarded in the sum of Rs. 1,60,910/- along with 9% interest per annum.

12. Issue Notice. On steps being taken, let Notice be issued to the Respondents *via* all modes. An affidavit of service be filed within two weeks.

13. The Registry is directed to place on record the digital copy of the Trial Court Record duly paginated and book-marked in accordance with the rules of the High Court.

14. List before the concerned Registrar for completion of service and pleadings on 15.05.2025.

TARA VITASTA GANJU, J

MARCH 18, 2025/r

Click here to check corrigendum, if any