

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 8938/2026

[Arising out of impugned final judgment and order dated 04-11-2025 in MA No. 1175/2020 passed by the High Court of Madhya Pradesh at Indore]

MAHENDRA KUMAR & ANR.

Petitioner(s)

VERSUS

PREMSINGH & ANR.

Respondent(s)

(IA No. 70782/2026 - CONDONATION OF DELAY IN FILING AND
IA No. 70783/2026 - EXEMPTION FROM FILING O.T.)

Date : 13-03-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KAROL
HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

For Petitioner(s) :Mr. Neeraj Shekhar, AOR
Mrs. Kshama Sharma, Adv.
Mr. Rajesh Maurya, Adv.
Ms. Avi Sahai, Adv.
Mr. Ujjwal Ashutosh, Adv.
Mr. Ritwik Prasad, Adv.

For Respondent(s) :Mr. Gautam Jha, AOR

UPON hearing the counsel the Court made the following
O R D E R

1. The petitioner challenges the judgment and order dated 04.11.2025 in MA No. 1175/2020 titled "*Mahendra Kumar & Ors. vs.Prem Singh & Ors.*" passed by the High Court of Madhya Pradesh at Indore.
2. Delay condoned.
3. Liability is fastened on the insurance company only.
4. At this stage, issue notice confined to respondent No.2/insurer, returnable on 10.04.2026.

5. Mr. Gautam Jha, learned Advocate-on-Record accepts notice on behalf of respondent No.2. Hence, the formal service of notice on respondent No.2 is waived.

6. Learned counsel for the petitioners to serve a copy of the present petition to the learned counsel for respondent No.2 within a period of one week.

7. Let counter affidavit be filed within two weeks. Rejoinder affidavit thereto, if any, be filed within one week thereafter.

(RAJNI MUKHI)
ASTT. REGISTRAR-cum-PS

(AVGV RAMU)
COURT MASTER (NSH)