

ITEM NO.21

COURT NO.15

SECTION IV-C

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 2862/2026

[Arising out of impugned final judgment and order dated 28-08-2023 in MISA No. 4024/2011 passed by the High Court of Madhya Pradesh Principal Seat at Jabalpur]

SHYAMKISHOR CHOUDHARY

Petitioner(s)

VERSUS

BRANCH MANAGER

Respondent(s)

IA No. 32280/2026 - CONDONATION OF DELAY IN FILING

IA No. 32282/2026 - EXEMPTION FROM FILING O.T.

Date : 06-02-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA

HON'BLE MR. JUSTICE N.V. ANJARIA

For Petitioner(s) :

Mr. Shoaib Khan, AOR  
Mr. Fahim Khan, Adv.  
Mr. Abdul Karim Ansari, Adv.  
Mr. Mihir Suneja, Adv.

For Respondent(s) :

UPON hearing the counsel the Court made the following

O R D E R

1. Delay condoned.
2. Considering that the issue as to whether a pillion rider can be treated as a third party, has been referred to a larger Bench in the case of *Mohana Krishnan S versus K. Balasubramaniam & Ors.* (SLP(C) No. 3433/2020 and other connected matter).
3. Hence, issue notice.

4. Tag with SLP(C) No. 3433/2020 and other connected matter.

5. In the meanwhile, direction issued by the High Court against the petitioner to refund the amount to the Insurance Company, shall remain stayed.

(NISHA KHULBEY)  
SENIOR PERSONAL ASSISTANT

(CHETNA BALOONI)  
COURT MASTER (NSH)