

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

Petition(s) for Special Leave to Appeal (Civil) No(s).26288/2010

(From the judgement and order dated 01/06/2010 in MAC No.562/2006 of The HIGH COURT OF DELHI AT N. DELHI)

ORIENTAL FIRE & GEN.INS.CO.LTD.

Petitioner(s)

VERSUS

ARJUN THAPA & ORS.

Respondent(s)

(With office report)

Date: 07/12/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.K. JAIN

HON'BLE MR. JUSTICE ANIL R. DAVE

For Petitioner(s) Mr. S.L. Gupta, Adv.
 Ms. Hem Lata Singh, Adv.
 Mr. Sarvendra P Singh, Adv.
 Mr. M.S. Mangla, Adv.
 Mr. Ram Ashray, Adv.
 Mr. J.P. Jayant, Adv.
 Mr. Goodwill Indeevar, Adv.

For Respondent(s) Mr. Abhishek Puri, Adv.
 Mr. P.N. Puri, Adv.
 Mr. Dhiraj, Adv.
 Mrs. Reeta Dewan Puri, Adv.

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

Leave granted.

Hearing expedited.

The appeal will be heard on the SLP paper book. Additional documents, if any, may be filed by the parties.

..2/-

: 2 :

Admittedly, an amount of over Rs. 16 lakhs has

already been paid to respondent No. 1.

For the time

being no further amount needs to be paid to the said

respondent. The amount of Rs. 4 lakhs stated to be

lying in a fixed deposit receipt be renewed

periodically till the disposal of the appeal.

It is pointed out by learned counsel for

respondent No. 1 that the medical board has opined

that the use of crutches by the first respondent, while making him mobile, restricts the distance he can move and causes strain to his shoulders and upper limbs.

It

has been recommended that if a motorized wheel chair is provided to him, he will be better off insofar as his movements are concerned.

The cost of such a wheel

chair is stated to be in the range of Rs.1,50,000/-

In

view of the said report, we permit the respondent to

withdraw an amount of Rs. 1,50,000/- from the amount,

put in the fixed deposit receipt in terms of the directions issued by the Tribunal, while awarding compensation.

[Charanjeet Kaur]
Court Master

[Kusum Gulati]
Court Master