

FAO No. 5482 of 2015(O&M)

Date of Decision:3.10.2018

Prem Singh

---Appellant

versus

Rakesh Kumar and others

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr. D.S.Nain, Advocate,
for the appellant
Mr. Lalit Kumar, Advocate
and Ms. Sanya Sapra, Advocate
for Shriram General Insurance company-respondent No. 3

Rekha Mittal, J.

CM Nos. 17231 and 17232-CII of 2015

Prayer in these applications is for condoning delay of 176 days in refiling and 389 days in filing the appeal.

In view of averments made in the applications supported by affidavit of the appellant and counsel for the appellant coupled with that provisions of the Motor Vehicles Act for grant of compensation are benevolent social legislation to save the victim family from the financial loss caused due to accident, the applications are allowed, delay of 176 days in refiling and 389 days in filing the the appeal stands condoned subject, however, to the condition that in case the compensation is enhanced, the applicant-appellant shall not be entitle to interest for the period of delay.

FAO No.5482 of 2015

For orders, see FAO No. 3735 of 2014 titled” “Shriram General Insurance Company Limited vs. Prem Singh and others” decided on even date.

(Rekha Mittal)
Judge

3.10.2018

PARAMJIT Whether speaking/reasoned : Yes
Whether reportable : Yes/No