

FAO No. 4655 of 2017 (O&M)

Date of Decision: 16.9.2019

Baseeri and others

---Appellants

vs.

Akbar and others

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr. Ashish Gupta, Advocate
for the claimants
Mr. Neeraj Khanna, Advocate
for the insurance company

Rekha Mittal, J.

CM No.13835-CII of 2017

Prayer in this application is for condoning delay of 128 days in filing the appeal.

In view of averments made in the application supported by affidavit of appellant No. 2 coupled with that provisions of the Motor Vehicles Act for grant of compensation are benevolent social legislation to save the victim family from financial loss caused due to accident, the application is allowed, delay of 128 days in filing the appeal stands condoned subject, however, to the condition that in case the compensation is enhanced, the applicants-appellants shall not be entitle to interest for the period of delay.

Disposed of accordingly.

Main case

For orders, see FAO No. 993 of 2017 titled IFFCO TOKIO General Insurance Company Limited vs. Baseeri and others", decided on even date.

(Rekha Mittal)
Judge

16.9.2019
paramjit

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