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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

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Decided on: 03.09.2018

+ **MAC.APP. 865/2018 & CM APPL. 40163/2018**

TATA AIG GENERAL INSURANCE COMPANY LTD

..... Appellant

Through: Mr.Rudra Kahlon and Ms.Vandana
Kahlon, Advocates

versus

POOJA KUMARI & ORS

..... Respondent

Through: Mr.Shekhar Aggarwal, Advocates for
respondents no.1 and 2

Mr.Navneet Goyal, Adv. for respondent no.3

CORAM:

HON'BLE MR. JUSTICE NAJMI WAZIRI

NAJMI WAZIRI, J. (Oral)

1. This appeal impugns the award of compensation dated 05.07.2018 in MACT No. 83/18 on the ground that the minimum wages taken as the basis for computation of the loss of dependency is still under adjudication before the Supreme Court.

2. The amount taken as minimum wages for computation of loss of earnings was the one notified by the Government of NCT of Delhi and applicable at the relevant time and is the same even after a fresh notification in terms of the order of the Supreme Court. There is no change in the rates and the said notification has not been stayed. In the facts and circumstances,

the Court finds no reason to alter the minimum wages considered by the learned MACT.

3. The petition is accordingly, dismissed.

4. Statutory amount along with interest accrued thereon be deposited into the “AASRA” Fund.

NAJMI WAZIRI, J

SEPTEMBER 03, 2019/ssn

