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

+ MAC.APP. 940/2019 & CM Appl. 53225/2019

BAJAJ ALLIANZ GENERAL INSURANCE CO LTD ..... Appellant

Through: Mr. A. K. Soni and Mr.Pavan Kumar,  
Advocates

versus

ASHOK KUMAR & ORS ..... Respondents

Through: Mr. P. K. Chatterjee and Mr.Rajeev  
Kumar, Advocates for R-1

**CORAM:**

**HON'BLE MR. JUSTICE J.R. MIDHA**

**ORDER**

% **19.02.2020**

The appellant has challenged the interim award dated 04<sup>th</sup> September, 2019 whereby the Claims Tribunal has passed interim award for Rs.1,40,351/-.

Learned counsel for the appellant urged at the time of the hearing that there is no provision in the Motor Vehicles Act for passing of an interim award for Rs.1,40,351/-.

Respondent No.1 is present in Court along with his counsel and has no objection to the appeal being allowed.

The appeal is allowed and the interim award dated 04<sup>th</sup> September, 2019 is set aside. Pending application is disposed of.

The statutory amount be refunded back to the appellant.

Copy of this order be given *dasti* to counsel for the parties under signatures of the Court Master.

**J.R. MIDHA, J.**

**FEBRUARY 19, 2020/ds**