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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **MAC.APP. 145/2020, CM APPL. 9321/2020&CM APPL. 10475/2025**
NATIONAL INSURANCE CO LTDAppellant

Through: Mr. Manoj Ranjan Sinha, Advocate
with Mr. Vishal Agrawal, Advocate.

versus

YOGITA ASIJA & ORSRespondents
Through: Mr. Sudhir Kumar Sharma, Advocate
for respondent no.3.

CORAM:
HON'BLE MR. JUSTICE ANISH DAYAL

ORDER
02.02.2026

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1. This appeal has been filed challenging the impugned award dated 28th November 2019 passed by the MACT, Rohini Courts, where compensation of Rs. 24,13,500/- along with interest of 9% per annum was awarded.
2. The only issue raised by insurance company is with respect to *loss of estate*, which has been awarded twice in the computation, first at Rs. 15,000/- and then at Rs. 1 lakh.
3. Aside from the facts, this was an error which is in dissonance with the principles laid down in *National Insurance Company Limited V. Pranay Sethi and Ors* (2017) 16 SCC 680, whereby a compensation of Rs. 15,000/- ought to have been awarded towards *loss of estate*. Therefore, the compensation of Rs. 1,00,000/- awarded towards *loss of estate* stands deleted.
4. Accordingly, the compensation is re-computed as under:



S. No.	Heads of Compensation	Awarded by the Tribunal	Awarded by this Court
1	Loss of financial dependency Income of deceased	Rs. 21,16,800/-	Rs. 21,16,800/-
2	Loss of estate	Rs. 15,000/-	Rs. 15,000/-
3	Funeral expenses	Rs. 15,000/-	Rs. 15,000/-
4	Loss of consortium	Rs. 80,000/-	Rs. 80,000/-
5	Loss of estate	Rs. 1,00,000/-	-
6	Medical Bills	Rs. 86,686/-	Rs. 86,686/-
7	Total compensation	Rs. 24,13,486/-	Rs. 23,13,486/-
8	Rate of Interest Awarded	9%	9%

5. The issue of recovery rights is not pressed by counsel for appellant.
6. Accordingly, the appeal is dismissed. Pending applications (if any) are rendered infructuous.
7. Statutory deposit (if any) be refunded to the appellant.
8. Order be uploaded on the website of this Court.

ANISH DAYAL, J

FEBRUARY 2, 2026/RK