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

\# **CNR No. DLHC010516202026**

\+ CM(M) 2347/2026 & CM APPL. 74199/2026 CM APPL. 74200/2026

UNITED INDIA INSURANCE CO LTD .....Petitioner

Through: Mr. Amit Kumar Singh, Advocate, Ms. Chubalemla Chang, Advocate, Mr. Prang Newmai, Advocate and Mr. Chisho G Kiho, Advocate.

versus

BHU DEVI AND ORS .....Respondent

Through:

CORAM:
HON'BLE MR. JUSTICE ANISH DAYAL

O R D E R

% 28.10.2026

1. This petition has been filed seeking setting aside of order dated 13th October 2026, passed by the Motor Accident Claims Tribunal, West District, Tis Hazari Courts, Delhi ['***MACT/Tribunal***'] in *MACT No. 767/2026*, to the limited extent that it directs the personal presence of the Nodal Officer and the Deputy General Manager ['***DGM***'] of appellant/Insurance Company before the MACT, on the next date of hearing.

2. It is pointed out by *Mr. Amit Kumar Singh*, counsel for appellant/Insurance Company, that it has already been submitted before the MACT, as duly recorded, that there was negligence on the part of the deceased herself, who came and sat in front of the car. The driver of the offending vehicle could not see the deceased. Therefore, no legal offer could

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have been filed in the present matter. *Mr. Amit Kumar Singh*, counsel for appellant/Insurance Company submits that they are contesting the liability on this ground. The matter, therefore, becomes a contested matter under Section 166 of the Motor Vehicles Act, 1988.

3. The only issue which remained pending was of verification, for which steps were being taken to appoint a Surveyor and verify the particulars.

4. *Mr. Amit Kumar Singh*, counsel for appellant/Insurance Company, states that a Surveyor has already been appointed and that they shall file the verification report before the MACT, within *two weeks*.

5. In these circumstances, there is no reason for the presence of the Nodal Officer and DGM of appellant/Insurance Company before the MACT.

6. Accordingly, the impugned order is set aside to that extent.

7. It is informed that the matter is already listed before the MACT on 30th October 2026.

8. Accordingly, petition is disposed of with the aforesaid directions.

9. Copy of the order be given '*dasti'* under the signatures of the Court Master.

10. Order be uploaded on the website of this Court.

ANISH DAYAL, J

OCTOBER 28, 2026/MK/ya

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