

**IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION**

CIVIL APPEAL NO.

(Arising out of SLP(C) No(s). 19503 OF 2022)

SUSHMA & ORS.

APPELLANT(s)

VERSUS

**CHOLAMANDALAM MS GENERAL
INSURANCE COMPANY LTD & ORS.**

RESPONDENT(s)

ORDER

1. Leave granted.
2. Heard learned counsel for the parties and perused the material on record.
3. Having regard to the facts and circumstances of the case, we are of the view that the award passed by the Motor Accident Claims Tribunal dated 06.02.2017 ought not to have been interfered with.
4. Accordingly, the impugned order dated 23.03.2022 passed by the High Court is set aside and the order passed by the Motor Accident Claims Tribunal dated 06.02.2017 is restored.

5. The respondent-Insurance Company shall pay the balance amount, if any, in terms of the order passed by the MACT within a period of eight weeks from today.

6. Civil appeal, is accordingly, allowed.

7. Pending application(s), if any, shall stand disposed of.

.....,J.
(VIKRAM NATH)

.....,J.
(SANDEEP MEHTA)

.....,J.
(VIJAY BISHNOI)

**NEW DELHI;
APRIL 23, 2026.**

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 19503/2022

[Arising out of impugned final judgment and order dated 23-03-2022 in FAO No. 2713/2017 passed by the High Court of Punjab & Haryana at Chandigarh]

SUSHMA & ORS.

Petitioner(s)

VERSUS

CHOLAMANDALAM MS GENERAL INSURANCE
COMPANY LTD & ORS.

Respondent(s)

IA No. 145088/2022 - APPLICATION FOR SUBSTITUTION
IA No. 145089/2022 - CONDONATION OF DELAY IN FILING SUBSTITUTION
APPLN.

Date : 23-04-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE VIKRAM NATH
HON'BLE MR. JUSTICE SANDEEP MEHTA
HON'BLE MR. JUSTICE VIJAY BISHNOI

For Petitioner(s) :Mr. Dhananjay Garg, AOR
Mr. Manzoor Ali Khan Kacho, Adv.
Mr. Shashikant Sharma, Adv.
Mr. Mahesh Gupta, Adv.
Mr. Abhishek Garg, Adv.
Mr. Dinesh Kumar Garg, Adv.
Mr. Chaudhary Shamsuddin Khan, Adv.
Mr. Harsh Kumar Agarwal, Adv.
Mr. P.V. Yogeswaran, Adv.

For Respondent(s) :Mr. Abhishek Gola, Adv.
Mr. Viresh B. Saharya, AOR
Mr. Anshul Mehral, Adv.
Mr. Akshat Agarwal, Adv.
Mr. Rishabh Mathur, Adv.

Mr. Anantha Narayana M.G., AOR

UPON hearing the counsel the Court made the following
O R D E R

An application for substitution of legal heirs

of deceased respondent no(s). 4 and 5 and setting aside abatement is allowed, subject to just exceptions, after condoning the delay.

Leave granted.

The Civil Appeal is allowed, in terms of the signed order.

Pending application(s), if any, shall stand disposed of.

(SHIPRA NARANG)
SENIOR PERSONAL ASSISTANT

(RANJANA SHAILEY)
ASSISTANT REGISTRAR

(signed order is placed on the file)