

ITEM NO.14

COURT NO.12

SECTION XIV

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).14319/2020

[Arising out of impugned final judgment and order dated 18-02-2020 in MACAP No.534/2017 passed by the High Court of Delhi at New Delhi]

THE ORIENTAL INSURANCE CO. LTD.

Petitioner(s)

VERSUS

SARDAR SINGH & ORS.

Respondent(s)

Date : 22-05-2026 This petition was called for hearing today.

CORAM :

HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH
HON'BLE MR. JUSTICE R. MAHADEVAN

For Petitioner(s) Mr. Pankaj Seth, Adv.
Ms. Manjeet Chawla, AoR
Ms. Jyoti, Adv.
Ms. Shruti Jain, Adv.

For Respondent(s) Mr. Santosh Kumar, Sr. Adv. (N/P)
Mr. Vibhuti Sushant Gupta, Adv. (N/P)
Mr. Keane Sardinha, Adv. (N/P)
Mr. Narender Kumar Verma, AoR (N/P)

O R D E R

Heard learned counsel for the petitioner.

2. Though, the petitioner-Insurance Company has raised various issues, which were recorded in the Court's order on 07.01.2021 while issuing notice, having considered the matter in depth and taking note of the ground reality, the factual position and most importantly, the fact that payment is under a beneficial

legislation and thus, the Court should not test it from a purely technical point of view but rather, from a human angle for determining the quantum of compensation which ultimately, the Court grants to the family of the victim.

2. In the present case, the deceased was 17 years old and was survived by his parents meaning thereby, that he was the only son of the claimants which further indicates that he was the only hope for future of the parents, which has been snatched from them and it is not the case of the petitioner-Insurance Company that the claimants are in a financially strong position to absorb the loss, an amount of Rs. 15,59,784/- (Rupees Fifteen Lakhs Fifty Nine Thousand Seven Hundred Eighty Four) appears to be quite fair, reasonable and equitable. Thus, without going into the given merits of the matter, on an overall circumspection and in the peculiar facts and circumstances of the present case, we are not inclined to interfere in the impugned order passed by the High Court.

3. Accordingly, the Special Leave Petition stands dismissed. The petitioner shall discharge its liabilities/obligation and pay the compensation as per the impugned order passed by the High Court, after adjusting what may have been paid earlier, latest within a period of the two months from today.

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

(SAPNA BISHT)
COURT MASTER (SH)

(ANJALI PANWAR)
ASSISTANT REGISTRAR