

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. OF 2026
(@SLP(C) NO. 12572 OF 2025)

JEEVAN PRAKASH HOSPITAL AND
RESEARCH CENTRE PVT. LTD.

..... APPELLANT(S)

VERSUS

NEW INDIA ASSURANCE CO. LTD. & ANR.

..... RESPONDENT(S)

O R D E R

1. Heard. Leave granted.

2. The present appeal is directed against the order dated 03.06.2024 passed by the National Consumers Disputes Redressal Commission, New Delhi (NCDRC) in First Appeal No.151/2013.

3. It is the contention of Mr.Atulesh Kumar, learned counsel appearing for appellant that impugned judgment has been passed by a single member (President) of the NCDRC. The coram itself being incomplete, the matter ought to be remanded back for adjudication afresh by setting aside the impugned order. He submits that impugned judgment has also been questioned on merits and at this juncture he would not intent to canvas the same, in the event of this Court is inclined to remand the matter back to the NCDRC for adjudication afresh.

4. The learned counsel appearing for the respondent-Insurance Company would not dispute the fact that the impugned order has been

passed by a single member of the Commission but would submit that such power is available to the President to pass such orders.

5. This Court under similar circumstances in catena of judgments, namely, in Civil Appeal No.6569 of 2023 disposed of on 10.05.2024 and in Civil Appeal No.3953 of 2018 disposed of on 28.08.2024, has consistently held that when the judgment is passed by a single member of the tribunal, the coram itself is incomplete. In the light of law laid down by this Court of which we are in agreement, we are of the opinion that this matter ought to be remanded back to the NCDRC for fresh decision. Hence, the impugned judgment dated 03.06.2024 is set aside and matter is remitted back to NCDRC for being adjudicated afresh. No opinion is expressed on merits by the same. Parties are directed to appear before the Registrar of NCDRC on 24.09.2026 for a date to be fixed for arguments before the Bench.

6. The appeal is allowed in the aforesaid terms by leaving the parties to bear their own costs.

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

.....J.
(ARAVIND KUMAR)

.....J.
(VIPUL M. PANCHOLI)

New Delhi;
September 09, 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). 12572/2025

[Arising out of impugned final judgment and order dated 03-06-2024 in FA No. 151/2013 passed by the National Consumers Disputes Redressal Commission, New Delhi]

JEEVAN PRAKASH HOSPITAL AND
RESEARCH CENTRE PVT. LTD.

Petitioner(s)

VERSUS

NEW INDIA ASSURANCE CO. LTD. & ANR.

Respondent(s)

IA No. 21021/2026 - SUBSTITUTED SERVICE

Date : 09-09-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ARAVIND KUMAR
HON'BLE MR. JUSTICE VIPUL M. PANCHOLI

For Petitioner(s) : Mr. Atulesh Kumar, Adv.
Mr. Samrendra Kumar, Adv.
Mr. Vivek Kumar Srivastava, Adv.
Ms. Mahak Sharma, Adv.
Mr. Vishal Thakur, Adv.
Mr. Manoj Kumar Singh, Adv.
Mr. Ravi Bhushan Upadhyay, Adv.
Mr. Ratnesh Kr Keshari, Adv.
Mr. Vishal Arun Mishra, AOR

For Respondent(s) : Dr. Sudhir Bisla, Adv.
Mrs. Sumitra Bisla, Adv.
Mr. Thanay Manohar, Adv.
Mr. Saransh Attri, Adv.
Mr. Roshan Singh Thakur, Adv.
Mr. Satyendra Kumar, AOR

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

Leave granted.

Appeal is allowed in terms of the Signed Order which is placed on the file.

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

(RASHI GUPTA)
COURT MASTER (SH)

(AJEET SINGH TARIYAL)
BRANCH OFFICER