

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 27425/2025

[Arising out of impugned final judgment and order dated 19-08-2023 in WP No. 5560/2021 passed by the High Court of Judicature at Bombay at Nagpur]

RAHUL S/o Ramnarayan Madankar & ANR.

Petitioner(s)

VERSUS

THE NEW INDIA ASSURANCE COMPANY LIMITED & ORS.

Respondent(s)

[HEARD BY :- HON'BLE SANJAY KAROL AND HON'BLE NONGMEIKAPAM KOTISWAR SINGH, JJ.]

(IA No. 49503/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 16-07-2026 This matter was called on for pronouncement of judgment today.

For Petitioner(s) :Mr. Rajat Joseph, AOR
Mr. Hrishikesh Chitale, Adv.
Mr. Kaustubh Kadasne, Adv.
Mr. Sumit Kumar, Adv.

For Respondent(s) :Mr. Abhish Kumar, AOR

1. Hon'ble Mr. Justice Nongmeikapam Kotiswar Singh pronounced a reportable judgment of the Bench comprising Hon'ble Mr. Justice Sanjay Karol and His Lordship.

2. Leave granted.

3. The appeal is allowed in terms of signed reportable judgment.

4. The relevant portion of the judgment is as under:

"32. The appeal is accordingly allowed in the following terms:

(i) The respondent-company shall grant compassionate appointment to the appellant No.1 under the Scheme for Compassionate Appointment in Public Sector General Insurance Companies in accordance with the

post/cadre contemplated under the Scheme.

(ii) If the appellant No.1 has crossed the applicable upper age limit during the pendency of these proceedings, the respondent-company shall grant the necessary age relaxation, since the delay in finalising the claim cannot operate to his prejudice in the facts and circumstances of the case.

(iii) The appointment order shall be issued in favour of the appellant no.1 within eight weeks from the date of receipt of a copy of this judgment.

(iv) The appellant No.1 shall be entitled to monetary benefits only from the date of actual appointment.

33. In spite of setting aside the impugned judgment dated 19.08.2023 passed by the High Court, the direction issued by the High Court regarding verification and payment of any unpaid dues of the appellant No.2 is not interfered with. If any admissible dues remain unpaid, the respondent-company shall release the same to the appellant no.2 within eight weeks.”

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

(RAJNI MUKHI)
ASTT. REGISTRAR-cum-PS

(ANU BHALLA)
COURT MASTER (NSH)

(Signed reportable judgment is placed on the file)