

ITEM NO.8 Court 4 (Video Conferencing) SECTION XII

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). 12081/2020

(Arising out of impugned final judgment and order dated 07-02-2020
in WP No. 13080/2019 passed by the High Court Of Judicature At
Madras)

M/S RELIANCE NIPPON LIFE INSURANCE CO. LTD. Petitioner(s)

VERSUS

THE INSURANCE OMBUDSMAN & ANR. Respondent(s)

(FOR ADMISSION and I.R. and IA No.103467/2020-EXEMPTION FROM FILING
C/C OF THE IMPUGNED JUDGMENT)

Date : 06-01-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE MR. JUSTICE KRISHNA MURARI

For Petitioner(s)

Mr. B. S. Banthia, AOR

For Respondent(s)

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

Heard Mr. B.S. Banthia, learned counsel for the
petitioner.

In the present case, the High Court has noted in
paragraph 17 of the impugned judgment that the respondent
took policies of another insurance company, but the same
had already lapsed and were not in force at the time when
the policy of petitioner-company was taken. Unless the

petitioner had pleaded and proved that the lapsed policies were later on revived, the non-disclosure of previous policies as observed by the High Court would be of no avail. We agree with that view.

Resultantly, without going into any other contention raised in this Special Leave Petition to assail the opinion of the High Court on other issues, we dispose of this Special Leave Petition, leaving the same open.

Pending applications, if any, stand disposed of.

(DEEPAK SINGH)
COURT MASTER (SH)

(VIDYA NEGI)
COURT MASTER (NSH)