

ITEM NO.27

COURT NO.17

SECTION XVII-A

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). 15651/2020

[Arising out of impugned final judgment and order dated 16-10-2020 in FA No. 146/2011 passed by the National Consumers Disputes Redressal Commission, New Delhi]

POST GRADUATE INSTITUTE OF MEDICAL  
EDUCATION AND RESEARCH & ANR.

Petitioner(s)

VERSUS

DEVENDRA KUMAR SHARMA &amp; ORS.

Respondent(s)

Date : 08-01-2025 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE MANOJ MISRA  
HON'BLE MR. JUSTICE MANMOHAN

For Petitioner(s) Mr. Sudarshan Rajan, AOR  
Mr. Mahesh Kumar, Adv.  
Ms. Srishti Sharma, Adv.  
Mr. Hitain Bajaj, Adv.  
Mr. Ramesh Rawat, Adv.  
Mr. Rohit Bhardwaj, Adv.  
Mr. Aryan Ahmed, Adv.  
Mr. Ashutosh Gupta, Adv.  
Mr. Nand Ram, Adv.

For Respondent(s) Mr. Durga Dutt, AOR  
Mr. Jatinder Nagpal, Adv.  
Mr. Pradeep Yadav, Adv.  
Ms. Rashi Verma, Adv.

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

In view of this Court's judgment in *M/s.Universal Sampo General Insurance Company Ltd. Vs. Suresh Chand Jain and Anr.* [(2024)9 SCC 148], the appropriate course for the petitioner is to invoke the writ jurisdiction of the High Court under Article 226 of the Constitution of India against the order of National Consumer Disputes Redressal Commission (for short 'NCDRC') passed in an appeal against an order passed by the State Consumer Disputes

Redressal Commission (for short 'SCDRC').

This petition is, therefore, disposed of by giving liberty to the petitioner to file a Writ Petition before the jurisdictional High Court.

If any Writ Petition is preferred within a period of four weeks from today, the same shall not be dismissed on the ground of laches.

At this stage, learned counsel for the petitioner states that pursuant to the order of NCDRC, the petitioner has made deposit of the compensation amount regarding which some observation may be made.

In view of the above, it is clarified that if any amount has been deposited by the petitioner, the same shall be dealt with in accordance with law and if a writ petition is filed, it would abide the orders of the writ court.

(VARSHA MENDIRATTA)  
COURT MASTER (SH)

(MAMTA RANI)  
BRANCH OFFICER (NSH)