



HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

M.A.(C) No. 348 of 2021

- United India Insurance Company Ltd. By Branch Manager, T.P. Nagar, Korba, District Korba Chhattisgarh Through Authorized Signatory United India Insurance Company Ltd. Deputy Manager / Officer In Charge (TP - Hub), United India Insurance Company Limited, 1st Floor, LIC Building Magarpara Road, Bilaspur Chhattisgarh.

---- Appellant

Versus

1. Smt. Jyotibai W/o Late Prem Kumar Aged About 27 Years R/o Village Bharrakunda, Post Birda, Tehsil Katghora, District Korba Chhattisgarh.
2. Sahil Kumar S/o Late Prem Kumar Aged About 8 Years Minor Through Their Mother Smt. Jyotibai, R/o Village Bharrakunda, Post Birda, Tehsil Katghora, District Korba Chhattisgarh.
3. Shahid Kumar S/o Late Prem Kumar Aged About 6 Years Minor Through Their Mother Smt. Jyotibai, R/o Village Bharrakunda, Post Birda, Tehsil Katghora, District Korba Chhattisgarh.
4. Shambhulal S/o Ram Dayal Aged About 60 Years R/o Village Bharrakunda, Post Birda, Tehsil Katghora, District Korba Chhattisgarh.
5. Smt. Mahetarinbai W/o Shambhulal Aged About 58 Years R/o Village Bharrakunda, Post Birda, Tehsil Katghora, District Korba Chhattisgarh.
6. Shatruhan S/o Lalluram R/o Aamgaon, Post Hardibazar, District Korba Chhattisgarh. (Drive Of Offending Vehicle (Scorpio) No. C.G. 12 A U 2692).
7. Shravan Kumar Kanwar S/o Tihar Singh Kanwar R/o Aamgaon, Bastipara, Post Hardibazar District Korba Chhattisgarh. (Owner Of Offending Vehicle (Scorpio) No. C.G. 12 A U 2692).

---- Respondents

1	(through video conference)
09.07.2021	Shri Anupam Dubey, counsel for the Appellant. Heard on admission. Admit. Issue notice to the Respondents on payment of P.F., as per rules.



Also heard on I.A. No.01/2021, an application for grant of stay.

Issue notice on this application also to the Respondents, as above.

Meanwhile, purely as an interim measure, it is directed that the effect and operation of the impugned award dated 06.03.2021 passed by First Additional Motor Accident Claims Tribunal, Katghora, District Korba (C.G.) in Motor Accident Claim Case No.89/2018 shall remain stayed till the next date of hearing, subject to Appellant's depositing 75% of the award under appeal before the concerned executing Court within a period of two months from today.

The Claimants/Respondent No. 1 to 5 shall be entitled to withdraw the same as per the terms and conditions mentioned in the award impugned.

At this stage, Shri Dubey submits that he has deposited a sum of Rs.18,17,973/- before the concerned Tribunal.

The said fact is taken on record.

Call for record of the concerned Tribunal and post this matter after five weeks for consideration on I.A. No.01/2021.

Sd/-

(Sanjay S. Agrawal)
Judge