

ITEM NO.3 Court 2 (Video Conferencing) SECTION IV-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).1403/2021

(Arising out of impugned final judgment and order dated 28-09-2020 in MAC No.1014/2020 passed by the High Court of Chhatisgarh at Bilaspur)

BAJAJ ALLIANZ GENERAL INSURANCE COMPANY LTD. Petitioner(s)

VERSUS

SURENDER KUMAR SAHU & ORS. Respondent(s)

(FOR ADMISSION and I.R.)

Date : 22-02-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA  
HON'BLE MR. JUSTICE SURYA KANT  
HON'BLE MR. JUSTICE ANIRUDDHA BOSE

For Petitioner(s) Mr. Sanjay R.Hegde, Sr.Adv.  
Mr. Ramesh Kumar, Adv.  
Ms. Anisha Upadhyay, AOR

For Respondent(s)

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

The Court is convened through Video Conferencing.

This petition is directed against order dated 28.09.2020 passed by the High Court of Chhattisgarh, Bilaspur in MAC No.1014 of 2020 whereby as an interim measure, the High Court granted interim stay on the award passed by the Motor Accident Claims Tribunal, Bilaspur subject to deposit of 75% of the awarded amount before the concerned Executing Court/Tribunal within a period of three months.

Having heard learned senior counsel appearing on behalf of the petitioner at length and taking into consideration the totality of the facts and circumstances of the instant case, we

dispose of the special leave petition with the following directions:

1. The petitioner is directed to deposit 75% of the awarded amount before the concerned Executing Court/Tribunal, if not already deposited.
2. The respondents/claimants are entitled to withdraw 50% of the awarded amount, deposited by the petitioner, without furnishing any security.
3. The respondents/claimants are entitled to withdraw 25% of the awarded amount, deposited by the petitioner, after furnishing bank security.

We request the High Court to dispose of the matter, pending adjudication before it, in accordance with law expeditiously.

The special leave petition stands disposed of accordingly.

(SATISH KUMAR YADAV)  
DEPUTY REGISTRAR

(RAJ RANI NEGI)  
DEPUTY REGISTRAR