

ITEM NO.4

COURT NO.6

SECTION IV-C

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). 16701/2021

(Arising out of impugned final judgment and order dated 27-07-2021 in MAC No. 1086/2020 passed by the High Court Of Chhatisgarh At Bilaspur)

THE ORIENTAL INSURANCE CO. LTD.

Petitioner(s)

VERSUS

ROOPA SAHU &amp; ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.135480/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT )

Date : 28-10-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL  
HON'BLE MR. JUSTICE M.M. SUNDRESH

For Petitioner(s) Mr. Pankaj Seth, Adv.  
Ms. Manjeet Chawla, AOR

For Respondent(s)

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

The petitioner Insurance Company is aggrieved by the interim order passed by the High Court in appeal and seeks to rely upon the orders of this Court in Civil Appeal No.3641/2020 - *New India Assurance Co. Ltd. v. Roopa Devi & Ors.* dated 05.11.2020.

In our view, it may not be appropriate both on account of the impugned order being interim order as also the costs which would be involved for the claimant to issue notice and thereafter decide the

issue and thus, we consider appropriate to permit the petitioner to move the High Court seeking modification of the impugned order bringing to the notice of the High Court the order of this Court in Civil Appeal No.3641/2020 - *New India Assurance Co. Ltd. v. Roopa Devi & Ors.* dated 05.11.2020.

Needles to say, the High Court would appropriately bestow consideration.

The Special Leave Petition accordingly stands disposed of.

The impugned order be not executed for a period of three weeks to facilitate the petitioner to move the High Court.

Pending application stands disposed of.

(ASHA SUNDRIYAL)  
ASTT. REGISTRAR-cum-PS

(PARVEEN KUMARI PASRICHA)  
ASSISTANT REGISTRAR