

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

M.A.(C) No. 161 of 2022

1. Durgesh Pathkar @ Golu S/o Shivkumar Pathkar Aged About 28 Years, R/o Village Simga, Ward No. 13, Tahsil And Police Station Simga, District Balodabazar-Bhatapara, Chhattisgarh
2. Sharad Bhrigu S/o Dr. Shivkumar Bhrigu, R/o Gandhi Mandir Ward, Bhatapara, Tahsil And Police Station Bhatapara (Gramin), District Balodabazar-Bhatapara, Chhattisgarh.

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1. Gofelal Gendle S/o Ramcharan Gendle Aged About 58 Years R/o Village Rajadhar, Police Station And Tahsil Bhatapara (Gramin), District Balodabazar-Bhatapara, Chhattisgarh
2. Laxmi Bai Gendle W/o Gofelal Gendle Aged About 55 Years R/o Village Rajadhar, Police Station And Tahsil Bhatapara (Gramin), District Balodabazar-Bhatapara, Chhattisgarh
3. Subhash Gendle S/o Gofelal Gendle Aged About 19 Years R/o Village Rajadhar, Police Station And Tahsil Bhatapara (Gramin), District Balodabazar-Bhatapara, Chhattisgarh

---- Respondents

1	(through video conference)
31.01.2022	Shri Aditya Khare, counsel for the Appellants. Heard on admission. Admit. Issue notice to the Respondents on payment of P.F., as per rules. Also heard on I.A. No.01/2022, 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 award impugned dated 05.10.2021 passed by Fourth Additional Motor Accident Claims Tribunal, Balodabazar, Place at Bhatapara, (C.G.) in Claim Case No.43/2017 shall remain stayed till the next date of hearing, subject to

Appellants' depositing 40% of the award under appeal before the concerned executing Court/Tribunal within a period of three months from today.

The Claimants/Respondents shall be entitled to withdraw the same as per the terms and conditions mentioned in the award impugned.

It is made clear that, if any of the condition is violated, then this order shall lose its efficacy and the award impugned shall become executable forthwith.

Call for record of the concerned Tribunal.

Post this matter after five weeks for consideration on I.A. No.01/2022.

Sd/-

(Sanjay S. Agrawal)
Judge