



2026:CGHC:26430

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HIGH COURT OF CHHATTISGARH, BILASPUR

MAC No. 221 of 2022

1. Gopi Sahni S/o Prabhulal Sahni, Aged About 45 Years R/o Prabhu Band Party, Main Road, Tahsil And Ps Arang, District Raipur Chhattisgarh. (Driver of vehicle No. CG 04 B 6827 Tata Sumo)
2. Govind Sahni, S/o Prabhulal Sahni, Aged About 48 Years R/o Prabhu Band Party, Main Road, Tahsil And Ps Arang, District Raipur Chhattisgarh. (Registered Owner Of Vehicle No. Cg 04 B 6827 Tata Sumo)

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Versus

1. Smt. Malti Bhunjia W/o Late Panchram Bhunjia, aged about 29 years
2. Ku, Tarini D/o Late Panchram Bhunia, Aged About 11 Years (Through Mother Smt. Malti Bhunjia)
3. Ku. Bhumika, D/o Late Panchram Bhunjia, Aged About 10 Years (Through Mother Smt. Malti Bhunjia)
4. Kumar Singh Bhunjia S/o Kaliram Aged About 53 Years
5. Kumari Bai W/o Kumar Singh Bhunjia, Aged About 48 Years
All R/o Village Pali, Soram Sindhi Road, Ps Khallari, Tahsil And District Mahasamund, Chhattisgarh. (Claimants)
6. The New India Insurance Company Ltd., Madina Building, Jail Road, Raipur, District Raipur, Chhattisgarh. (Insurance Company For The Vehicle No. Cg 04 B 6827 Tata Sumo)

---- Respondents

	Through Video Conferencing
11.02.2022	Shri Pankaj Singh, 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.1/2022, an application for exemption from depositing the awarded amount. Shri Pankaj Singh, learned counsel for the Appellants, does not want to press this application as the same has been filed inadvertently. The application is accordingly, rejected, as not pressed. I.A.No.1/2022 stands disposed of. Heard on I.A.No.2/2022, an application for grant of stay. Issue notice to the Respondents on this application also, as above. Meanwhile, purely as an interim measure, it is directed that the effect and operation of the impugned award dated 02.11.2021 passed by the 1st Additional Motor Accident Claims Tribunal, Mahasamund(CG) in Claim Case No.H-96/2019 shall remain stayed till the next date of hearing, subject to the Appellants' depositing 40% of the award under appeal before the concerned executing Court/Tribunal within a period of three months from today. Respondent Nos.1 to 5/Claimants 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 conditions is violated, then this order shall lose its efficacy and the award impugned shall become executable forthwith. Call for the records of the concerned Tribunal and post this matter after five weeks for consideration on I.A.No.2/2022. Sd/- (Sanjay S. Agrawal) Judge
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