



HIGH COURT OF CHHATTISGARH AT BILASPUR

MAC No. 371 of 2025

MAGMA H.D.I GENERAL INSURANCE COMPANY LIMITED **versus**
SMT. PARVATI GUPTA

Order Sheet

28.2.2026	Ms. Harneet Kaur, Advocate for the appellant. Ms. Priya Kaiwart, Advocate for the respondent No. 1. Mr. Palash Rajani, Advocate for the respondent No. 2. Heard on I.A. No. 1, application for condonation of delay. Learned counsel for the appellant submits that Insurance Company has preferred this appeal with delay of 41 days and reasons for the same have been properly explained in the application. She prays to condone the delay. On the other hand, Mr. Rajani would oppose. Taking into consideration the submission made hereinabove and the reasons assigned in the
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application, I.A. No. 1 is allowed and delay of 41 days caused in filing the instant appeal is hereby condoned.

Also heard on I.A No. 3/2025, application for grant of stay.

Ms. Kaur submits that since the deceased was a pillion rider on motorcycle and its driver did not possess valid driving license on date of accident, learned Tribunal ought to have fastened the liability on owner and driver of offending vehicle instead of Insurance Company. She prays for grant of stay.

On the other hand, Ms. Kaiwart would oppose.

Considering the submission made hereinabove and the reasons assigned in the application, I.A. No. 3/2025 is allowed, subject to the appellant depositing 80% amount of the awarded amount along with interest within a period of sixty days from today.

Claimants shall be at liberty to withdraw the aforesaid amount, once deposited by the appellant.

At request of Ms. Kaiwart, call this matter along with MAC/120/2025.

Sd/-

(Rakesh Mohan Pandey)

JUDGE