



CGHC010042882026

HIGH COURT OF CHHATTISGARH AT BILASPUR

MAC No. 444 of 2026

1 - Branch Manager, United India Insurance Company Limited
Branch Office - LIC Building, First Floor, Magarpara Road, Beside Of
Kalyani Hospital, Police Station Civil Lines, Tahsil And District
Bilaspur Chhattisgarh (Insurer Of The Offending Vehicle No. C.G. 11
B.D. 4043) (Non-Applicant No. 3)

... Appellant(s)

versus

1 - Shruti Karsh D/o Ishwari Prasad Karsh Aged About 23 Years R/o
Ward No. 04, Naharpara, Nariyara, Police Station Mulmula, District
Janjgir-Champa Chhattisgarh (Claimant).

2 - Tanuj Das Manikpuri S/o Santosh Das Manikpuri Aged About 19
Years R/o Ward No. 02, Pondibhatha, Police Station Akaltara,
District Janjgir-Champa Chhattisgarh (Driver Of The Offending
Vehicle No. C.G. 11 B.D. 4043).

3 - Santosh Das Manikpuri S/o Maruti Das Manikpuri Aged About 45
Years R/o Ward No. 02, Pondibhatha, Police Station Akaltara,
District Janjgir-Champa Chhattisgarh (Owner Of The Offending
Vehicle No. C.G. 11 B.D. 4043).

... Respondent(s)

29/07/2026	Mr. P.K. Tulsyan, counsel appears on behalf of Mr. Anil Gulati, counsel for the appellant. None for respondents. This is an admitted appeal. Heard on I.A.No.01/2026, which is an application for grant of stay. By the impugned award dated 29.10.2025 passed in Claim Case No.1382/2024, the learned Tribunal has granted a total compensation of Rs.4,70,201/- with annual interest @ 09%. Learned counsel for the appellant submits that the learned Tribunal has committed an error of law by entertaining the instant claim case. In this appeal, the appellant is confident of success because the learned Tribunal has wrongly imposed liability upon the present appellant. As such, stay may be granted. In view of above, it is directed that on appellant's depositing 90% of the awarded amount within a period of 30 days from today, the recovery of rest of the award

shall remain stayed till the next date of hearing.

The claimant(s) are entitled to withdraw the amount to be so deposited by the appellant/insurance company on furnishing an undertaking to return the said amount whenever the Court directs.

Accordingly, I.A.No.01/2026 is allowed to the extent indicated herein above.

The appellant shall place on record the receipt regarding the deposit of 90% of the awarded amount by the next date of hearing.

List the case for final hearing.

Sd/-
(Sanjay Kumar Jaiswal)
Judge