

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

MAC No. 433 of 2020

- Branch Manager, The Oriental Insurance Company Ltd. Near Banaras Chowk Ambikapur, District- Sarguja Chhattisgarh, Through In-Charge, T.P.Hub, T.P. Hub Office, Rama Trade Centre, 1st Floor, Opposite Rajeev Plaza, Near Old Bus Stand, Bilaspur Chhattisgarh Pin- 495001. **---- Appellant**

Versus

1. Anil Kumar S/o Late Ramu Aged About 27 Years Resident Of Village Panikapara, Jayanagar, Police Station Jaynagar, Tehsil And District Surajpur Chhattisgarh.
2. Vijay Kumar S/o Late Ramu Aged About 25 Years Resident Of Village Panikapara, Jayanagar, Police Station Jaynagar, Tehsil And District Surajpur Chhattisgarh.
3. Ajay Kumar S/o Late Ram (Sic. Ramu) Aged About 23 Years Resident Of Village Panikapara, Jayanagar, Police Station Jaynagar, Tehsil And District Surajpur Chhattisgarh.
4. Umashankar Sahu S/o Kuber Sahu Aged About 64 Years Resident Of Village-Quarter No. 1071, ITI Colony, Bishrampur, Permanent Resident - Naya Bazarpara, Surajpur, Police Station Tehsil And District Surajpur Chhattisgarh (Owner-Cum-Driver). **---- Respondents**

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26.02.2020	Shri R.N. Pusty, counsel for the Appellant. Heard on admission. Admit. Issue notice to the Respondents on payment of P.F., as per rules. Also heard on I.A. No. 1/2020, 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 21.11.2019 passed by the Second Additional Motor Accident Claims Tribunal, Surajpur in Motor Accident Claim Case No. 83/13 shall remain stayed, till the next date of hearing subject to Appellant's depositing 75% of the award under appeal before the concerned Executing Court within a period of 45 days from today. The Respondents No.1 to 3/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.
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	Call for records of the concerned Tribunal.
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	Post this matter after 5 weeks for consideration on I.A. No. 1/2020.
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	Sd/- (Sanjay S. Agrawal) JUDGE
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