

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

MAC No. 726 of 2020

- The New India Assurance Company Limited, Through Its Divisional Manager, Divisional Office-Above Karnataka Bank, Jail Road, Raipur, District Raipur Chhattisgarh,

---- Appellant (Non-Applicant No.3)**Versus**

1. Dilshad Kaur Siddhu, Wd/o - Late Indrajeet Singh Siddhu Aged About 49 Years R/o 2nd Floor, Sai Care Hospital Building, Avanti Vihar, Near Shiv Mandir, Telibandha, Ravigram, P.S.- Telibandha, Distt.- Raipur, Chhattisgarh, (Applicant No.1)
2. Lavleen Siddhu D/o Late Indrajeet Singh Siddhu Aged About 18 Years R/o 2nd Floor, Sai Care Hospital Building, Avanti Vihar, Near Shiv Mandir, Telibandha, Ravigram, P.S.- Telibandha, Distt.- Raipur, Chhattisgarh, (Applicant No.2)
3. Karan Siddhu S/o Late Indrajeet Singh Siddhu Aged About 18 Years R/o 2nd Floor, Sai Care Hospital Building, Avanti Vihar, Near Shiv Mandir, Telibandha, Ravigram, P.S.- Telibandha, Distt.- Raipur, Chhattisgarh, (Applicant No.3)
4. Dilip Mohan Singh S/o Lallan Singh R/o Vidhut Nagar, Tifra, P.S.- Sirgitti, Tah. And District - Bilaspur, Chhattisgarh, (Non-Applicant No.1)
5. M/s Coalman Logistic India Pvt. Ltd. Through R. K. Kediya, Vidhut Nagar, Tifra, P.S.- Sirgitti, The. And District - Bilaspur, Chhattisgarh, (Non-Applicant No.2)

---- Respondents

1	(through video conference)
17.06.2020	Shri Dashrath Gupta, 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.01/2020, an application for grant of stay. Issue notice of 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 21.01.2020 passed by 2nd Additional Motor

Accident Claims Tribunal to the Court of 1st Additional Motor Accident Claims Tribunal, Raipur, in M.A.C.T. No.683/2018 shall remain stayed till next date of hearing, subject to appellant's depositing 75% of the award under appeal, before the concerned Executing Court/Tribunal, within a period of two months from today.

Respondents No. 1 to 3/Claimants shall be entitled to withdraw the same as per the direction contained in the award impugned.

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

Call for the record of the Claims Tribunal and post this matter for consideration on I.A.No.01/2020, after 5 weeks.

Sd/-

(Sanjay S. Agrawal)
Judge