

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

MAC No. 727 of 2024

The New India insurance Company Limited **Versus** Shriram and Ors.

09.04.2024	Mr. Sudhir Agrawal, learned counsel for the appellant. Heard on admission. Admit. Call for the record from the Court below. Also heard on I.A. No.1 of 2024, which is an application for grant of stay. Learned counsel for the appellant would submit that the alleged vehicle was not involved in the accident, the FIR has been lodged after about 13 months which is after thought, their defence have not been considered and no issued has been framed by the learned tribunal and by coming into an erroneous conclusion, the liability has been fastened upon the insurance company. Considering the submission made by the learned counsel for the appellant, the effect and operation of the impugned award dated 11.01.2024 shall remain stayed till the next date of hearing subject to appellant depositing 75% of the awarded amount alongwith accrued interest before the tribunal within a period of 60 days from today. The claimants are entitled for withdrawal of the amount so deposited by the insurance company in terms of para 43 of the impugned award. Issue notice to the respondents on payment of PF as per rules. List this case after service of notice upon the respondents. Sd/- (Ravindra Kumar Agrawal) JUDGE
Ravi Mandavi	