

NIRMALA
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HIGH COURT OF CHHATTISGARH AT BILASPUR

MAC No. 920 of 2025

UNITED INDIA INSURANCE CO. LTD. **versus** SULTAN PARVEEN

Order Sheet

28/02/2026	Shri Raj Awasthi, Advocate for the appellant/s. Shri Hemant Gupta, Advocate for respondents No.4 to 7. Mohd. Altamus Zaheer Ali, Advocate holding the brief of Shri J.K. Saxena, Advocate for respondents No.8 & 9. Heard on I.A. No.2 of 2025, an application for grant of stay. Learned counsel for the appellant/ Insurance Company would submit that the driver of the offending vehicle was holding only a learner's driving license and the driver/ owner of the offending vehicle failed to prove that there was any instructor was accompanying the said driver at the relevant time, therefore, the learned Tribunal has committed an error of law while fastening liability with the

Insurance Company. He would contend that the execution proceedings are going on, therefore, a stay may kindly be granted.

On the other hand, learned counsel for the respondents would oppose the submissions made by counsel for the appellant.

Heard learned counsel for the parties and perused the documents present on record.

Taking into consideration the submissions made by counsel for the appellant, if the appellant/ Insurance company deposits 75% of the awarded amount alongwith the interest component before the learned Claims tribunal within a period of 60 days from today, payment of the remaining 25% of the award amount shall remain stayed till further orders.

The claimants would be at liberty to withdraw the amount once deposited by the appellant with the learned Tribunal.

Call this matter for final hearing in due course.

Sd/-

(Rakesh Mohan Pandey)

Judge