



HIGH COURT OF CHHATTISGARH, BILASPUR
Order Sheet

2026:CGHC:18636

MAC No. 1292 of 2019

- The New India Insurance Company Limited By Divisional Manager The New India Insurance Company Limited, Kachahri Chowk, Jail Road, Raipur, District Raipur Chhattisgarh, Through Authorized Singnatory, Manager, Suit Legal Hub The New India Assurance (Insurance) Company Limited, Suit Legal Hub Office 2 Nd Floor, Rama Trade Center, Above Axis Bank, Opp. Rajiv Plaza, Old Bus Stand Road, Bilaspur, District Bilaspur Chhattisgarh.

---- Appellant

Versus

1. Smt. Manjusha Sahu Wd/o Late Ragghu Sahu Aged About 40 Years R/o Village Pahanda, Police Station Amleshwar, Tahsil Patan District Durg Chhattisgarh.
2. Ku. Revti Sahu D/o Late Ragghu Aged About 17 Years Minor Through Natural Guardian Mother Manjusha Sahu Respondent No. 1, R/o Village Pahanda, Police Station Amleshwar, Tahsil Patan District Durg Chhattisgarh.
3. Vishnu Sahu S/o Late Ragghu Aged About 14 Years Minor Through Natural Guardian Mother Manjusha Sahu Respondent No. 1, R/o Village Pahanda, Police Station Amleshwar, Tahsil Patan District Durg Chhattisgarh.
4. Ku. Tarini Sahu D/o Late Ragghu Sahu Aged About 10 Years Minor Through Natural Guardian Mother Manjusha Sahu Respondent No. 1, R/o Village Pahanda, Police Station Amleshwar, Tahsil Patan District Durg Chhattisgarh.
5. Lav Sharma S/o Abhimanyu Sharma R/o Through Sunil Kumar Gupta, Shivanand Nagar, Khamtarai Block 14, Sector 3, In Front Of Ajay Grocery Shop, Police Station Khamtarai, District Raipur Chhattisgarh. (Driver Of Offending Vehicle Truck Bearing No. Cg 04 Zc 5580), District : Raipur, Chhattisgarh



6. Ranjeet Kumar Gupta R/o Block 14, Block No. 5, House No. 1, Sector 3, Shivanand Nagar, Gudihari, Police Station Gudihari District Raipur Chhattisgarh. (Owner Of Offending Vehicle Truck Bearing No. Cg 04 Zc 5580).
- Respondents

3	
20.12.2019	Shri B. N. Nande, counsel for the Appellant. Heard on I.A. No. 1/2019, an application for condonation of delay of 10 days in filing this appeal. On due consideration and for the reasons assigned therein, I am inclined to allow the same. The application is allowed and delay is accordingly condoned. I.A. No. 1/2019 stands disposed of. Also heard on admission. Admit. Issue notice to the Respondents on payment of P.F., as per rules. Also heard on I.A. No. 2/2019, an application for grant of stay. Let notice be issued 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 28.02.2019 passed by 4th Additional Motor Accident Claims Tribunal, Raipur in Claim Case No.665/2015 shall remain stayed till the next date of hearing subject to Appellant's depositing a sum of Rs.10,00,000/- (Rupees Ten Lakhs Only) of the award under appeal before the concerned Executing Court within a period of 45 days from today. The Respondents No. 1 to 4/Claimants shall be entitled to withdraw the



same, as per the terms and conditions mentioned in the award impugned without furnishing any kind of security before the said Court.

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

Call for records of the concerned Tribunal.

Post this matter after 5 weeks for consideration on I.A. No. 2/2019 .

**Sd/-
(Sanjay S. Agrawal)
JUDGE**

vivek