

HIGH COURT OF CHHATTISGARH, BILASPUR

MAC No. 1231 of 2015

- United India Insurance Company Limited , Through Its Divisional Manager, Divisional - Office, Krishna Complex, 1st Floor, Kutchery Chowk, Raipur, Distt.- Raipur, Chhattisgarh (Insurer Of Motorcycle No. C G-12 M-8295)

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Versus

1. Sarvagya Bai Wd/O Late Rupnarayan Khandelwal, Aged About 28 Years
 2. Minor Ku. Heena D/O Late Rupnarayan Khandelwal, Aged About 02 Years And 06 Months
 3. Minor Ku. Dropadi D/O Late Rupnarayan Khandelwal, Aged About 04 Months,
- Respondent No. 2 & 3 minor through their mother-Sarvagya Bai (Respondent No. 1).
4. Budhelal Khandelwal S/O Late Dayalu Khandelwal, Aged About 65 Years
 5. Smt. Tara Bai W/O Budhelal Khandelwal, Aged About 62 Years

Respondent No. 1 to 5 are R/o village Chaprid, PO Samoda, PS Arang, Distt. Raipur (CG).

6. Ramu Lal Tarak S/O Keshavram Tarak, R/O Village- Devari, P. S.- Rajim, Distt.- Raipur, Chhattisgarh (Registered Owner Of Motorcycle No. C. G. - 04 D. J.- 1793).
7. The New India Assurance Company Ltd., Through- Branch Manager, L I C Building, First Floor, Pandari, Raipur, Chhattisgarh (Insurer Of Motorcycle No. C. G. - 04 D. J.- 1793).
8. Nikhil Kumar Tandon S/O Thakur Ram Tandon, Aged About 22 Years R/O Quarter No. 6/4, Irrigation Colony, Rampur Korba, Distt.- Korba, Chhattisgarh (Registered Owner Of Motorcycle No. C. G. - 12 M- 8295).

15/02/2016	Shri Dashrath Gupta, Advocate for the Appellant.	

Shri D Kushwaha, Advocate for respondent No.6.

Shri BN Nande, Advocate for respondent No.7.

Learned counsel for the Appellant submits that in other connected appeal arising out of same accident preferred by the New India Insurance Company Ltd. (MAC No. 1326 of 2015) interim order has been passed on 27.01.2016. He further submits that the facts of the present case is similar to that of MAC No. 1326 of 2015, and therefore, similar order may be passed.

On due consideration of the facts circumstances of the case, the prayer is allowed and it is directed that on appellant's depositing 50 percent of award amount, as saddled upon the appellant, before the concerned Tribunal within a period of one month from today, the execution of remainder shall remain stayed until further orders.

Sd/-
(P.Sam Koshy)
JUDGE