

NIRMALA
RAO



HIGH COURT OF CHHATTISGARH AT BILASPUR

MAC No. 1394 of 2025

ICICI LOMBARD GENERAL INSURANCE COMPANY LIMITED **versus** SMT.
TUICHI PAHADI KORWA

Order Sheet

28/02/2026	Shri Raja Sharma, Advocate for the appellant/s. Shri C. Jayant K. Rao, Advocate for respondents No.1 to 4. Shri Rahul Dewangan, Advocate holding the brief of Shri Rohitashva Singh, Advocate for respondent No.5. Heard on I.A. No.1 of 2025, an application for grant of stay. Learned counsel for the appellant would submit that at the relevant time, the offending vehicle was being plied in absence of valid permit and fitness and the Insurance Company has proved this fact by leading cogent evidence and therefore, the learned Tribunal fastened liability with the owner of the vehicle with a direction to the Insurance

Company to indemnify the award first and recover it from the owner. He would contend that there was substantial breach of conditions of the Insurance policy, therefore, the learned Tribunal should have fastened liability with the owner of the vehicle. He would pray for grant of stay.

On the other hand, learned counsel for the respondents would oppose.

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

Taking into consideration the submissions made by counsel for the appellant/ Insurance Company, if the Insurance Company deposits 75% of the awarded amount, alongwith the interest component, before the learned Tribunal within a period of 60 days from today, there shall be a stay on the remaining amount.

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

Post this matter for final hearing.

Sd/-

(Rakesh Mohan Pandey)

Judge