



HIGH COURT OF CHHATTISGARH AT BILASPUR

MAC No. 1848 of 2024

- Branch Manager, Chola Mandalam General Insurance Company Limited, Through Branch Office Sham No. G-1, Zone-1, Vyapar Vihar, Near to Renault Showroom, Bilaspur, Thana Civil Lines, Tehsil Bilaspur, District Bilaspur (C.G.) (**Insurer**).

... **Appellant**

Versus

1. Ishwar Shah, S/o Radheshyam Shah, Aged About 50 Years, R/o Village Masturi, Thana Masturi, District Bilaspur (C.G.) (**Claimant**).
2. Gelhfubati Shah, W/o Ishwar Shah, Aged About 45 Years, R/o Village Masturi, Thana Masturi, District Bilaspur (C.G.) (**Claimant**).
3. Shubhash Panna, S/o Anand Panna, Aged About 42 Years, R/o Village 13/1 Panjipathra Samruma, Gharghoda, District Raigarh (C.G.) (**Driver & Owner of Auto C.G.-13/AE-5721**).

... **Respondents**

Order Sheet

<p>03/10/2024</p>	<p>Ms. Shristi Upadhyay, counsel for the appellant.</p> <p>Heard on I.A. No.2/2024, application for condonation of delay in filing the appeal.</p> <p>On due consideration and for the reasons mentioned in the application, which is well supported by an affidavit, I.A. No.2/2024 is allowed and the delay of 140 days in filing the appeal is hereby condoned.</p> <p>Also heard on admission.</p> <p>Admit.</p>
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Issue notice to the respondents by ordinary as well as by registered post. P.F. be paid within a week.

Notice be made returnable within three weeks.

Also heard on I.A. No.1/2024, application for grant of stay.

Issue notice on this application also, as above.

On due consideration, it is directed that, if the appellant deposits 70% of the amount of impugned award dated 12.01.2024 passed by the learned 2nd Upper Motor Accident Claims Tribunal Bilaspur, District Bilaspur (C.G.) in Claim Case No.1156/2019 before the concerned Tribunal within a period of 45 days from today, then execution for recovery of remaining amount shall remain stayed until further orders.

The amount so deposited be disbursed to the claimants as per the terms of the impugned award.

Call for records of the concerned Claims Tribunal.

Sd/-

(Naresh Kumar Chandravanshi)
Judge