



CGHC010303722026

HIGH COURT OF CHHATTISGARH AT BILASPUR

MAC No. 1924 of 2026

1 - Branch Manager The New India Assurance Company Limited, Branch Office, Sada Complex, Transport Nagar, Korba, District Korba (C.G.) (Through The Manager (T.P. Hub Incharge), The New India Assurance Company Limited, Officer At Infront Of Rajeev Plaza, Old Bus Stand, Bilaspur, District Bilaspur (C.G.)(Insurer Of The Vehicle Bearing Registration Number C G -13 / A N -6927).

... Appellant

versus

1 - Kiran Sao Daughter Of Bhojram, Aged About 48 Years, Resident Of Village Kodatarai, District Raigarh (C.G.) (Mother Of Deceased),.

2 - Suresh Yadav Son Of Asplal Yadav, Aged About 33 Years, Resident Of Rani Sagar, Tahsil And Police Station Kharsiya, District Raigarh (C.G.) (Driver Of The Vehicle Bearing Registration Number C.G.-13 / A N-6927).

3 - Vedanta Kolvasi And Logistic Salosan Private Limited, Kunkuni, Address - Nearby Robertson Railway Station, Kunkuni, Tahsil Kharsiya, District Raigarh (C.G.) (Owner Of The Vehicle Bearing Registration Number C.G.-13 / A N 6927).

4 - Sulochan Sahu Son Of Govind Ram Sahu, Aged About 52 Years, Resident Of Village Salhe, Post Chhind, District Sarangarh-Bilaigarh (C.G.) (Father Of Deceased).

5 - Dev Narayan Sahu Son Of Sulochan Sahu, Aged About 31

Years, Resident Of Village Salhe, Post Chhind, District Sarangarh-Bilaigarh (C.G.) (Brother Of Deceased).

... **Respondent(s)**

Order Sheet

25/09/2026	Mr. Anil Gulati, Advocate for the Appellant. Heard on I.A. No. 02/2026, application for condonation of delay in filing the appeal. The accident occurred on 29.10.2023, and a total compensation of Rs. 24,66,300/- has been awarded in favour of the claimants. The instant appeal was filed on 03.08.2026 i.e. after a delay of 87 days. Considering all these facts, this Court finds it appropriate to impose some amount of cost upon the appellant while allowing the delay application. Accordingly, I.A. No. 02/2026 is allowed, and delay of 87 days would be condoned, subject to payment of a cost of Rs. 8,000/- by cheque to one of the claimants within a period of 30 days from today before the Tribunal. Also heard on admission. Admit. Also heard on I.A. No. 01/2026, Application for grant of interim relief/stay. By impugned award dated 07.02.2026 passed in Claim Case No. 95/2025, the Tribunal has granted a total compensation of Rs. 24,66,300/- with annual interest @ 9%. Learned counsel appearing for the Appellant/Insurance Company submits that, pursuant to the order passed by the learned Claims Tribunal, the Appellant has already deposited a sum of Rs.

22,22,980/- on 27.07.2026 through NEFT bearing No. AXISCN1418472466, out of the total compensation amount of Rs. 24,66,300/-.

In view of the aforesaid submission, the recovery of the remaining amount of the award shall remain stayed.

The claimants are entitled to withdraw the amount to be so deposited by the appellant/insurance company on furnishing an undertaking to return the said amount whenever the Court directs.

Accordingly, I.A. No. 01/2026 is disposed of to the extent indicated herein-above.

Call for the records of the Tribunal.

Let notice be issued to respondents by ordinary as well as speed post. PF be paid within 07 working days.

List it thereafter.

The receipt regarding deposit of payment of cost of Rs.8,000/- as directed by this Court, shall be filed by the next date of hearing.

Sd/-

(Sanjay Kumar Jaiswal)

Judge

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