

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

MAC No. 1281 of 2022

- The Oriental Insurance Company Limited, By - Branch Manager, Branch Office, Rama Trade Centre, Opposite Rajiv Plaza, Near Old Bus Stand, Bilaspur, Thana - City Kotwali, District - Bilaspur Chhattisgarh Represented Through In-Charge, Legal Hub, Hub Office, 1st Floor, Rama Trade Centre, Rajiv Plaza, Opposite Old Bus Stand Bilaspur, Tehsil & District - Bilaspur Chhattisgarh

---- Appellant

Versus

1. Smt. Jageshwari Bai, W/o Late Shri Ratiram Maravi, Aged About 60 Years,
2. Ms. Mamta Singh, D/o Late Shri Ratiram Maravi, Aged About 24 Years,
3. Sukhdev Maravi, S/o Late Shri Ratiram Maravi, Aged About 19 Years,

All are R/o - Village - Jhalpha, Hirri, Thana- Hiri, District - Bilaspur Chhattisgarh Claimants In Claim Case No. 1017/2021.
4. Smt. Pooja Maravi, W/o Late Shri Ranjit Singh Maravi, Aged About 23 Years,
5. Rajveer Maravi, S/o Late Shri Ranjit Singh Maravi, Aged About 4 Years Minor, Represented Through Respondent No.4 Mother And Natural Guardian Mrs. Pooja Maravi W/o Late Shri Ranjit Singh Maravi,

Respondents No.4 & 5 are C/o- Parmatma Netam, R/o - Village Meladih, Khuntaghat Police Station - Ratanpur, District - Bilaspur Chhattisgarh.....Claimants (In Claim Case No. 1012/2021/non-Applicants No.4 And 5 In Claim Case No. 1017/2021)
6. Sajjad Ali, S/o Shri Shabbir Ali, Address - Chatterjee Gali, Sarkanda, Thana - Sarkanda, Tehsil & District - Bilaspur Chhattisgarh (Driver of Vehicle Truck No. C G 16 C L 3255)
7. Vinod Kumar Jaiswal, S/o Shri Ganesh Jaiswal, Presently Resident - Ward No. - 5, Sidhi Dafai, Rajnagar Colliery, Anuppur (M.P.) (Owner of Vehicle Truck No. CG 16 CL 3255)

---- Respondents

17/11/2022	Mr. Pallav Mishra, advocate appears on behalf of Mr. R.N. Pusty, Counsel for the Appellant. Heard on admission.

The appeal is **admitted** for consideration.

Heard on I.A. No.02/2022 which is an application for grant of interim relief & stay.

This appeal has been filed against the impugned award dated 15.07.2022 passed by the Vth Additional Motor Accident Claims Tribunal, Bilaspur, District- Bilaspur (C.G.) in Claim Case Nos. 1017/2021 & 1012/2021 assessing the compensation of Rs. 19,85,936/- with interest @ 9% per annum from the date of application.

Considering the facts and circumstances of the case, purely as an interim measure, it is directed that on appellant depositing 75% of the awarded amount before the concerned Tribunal within 60 days, execution of the remaining part of the awarded amount shall remain stayed until further orders.

It is made clear that this order shall not come in the way of disbursement of the awarded amount so deposited by the Insurance Company in favour of the claimants upon due verification.

Issue notice to the respondents on payment of P.F., as per rules.

Call for the records of the concerned Tribunal.

Post the matter for final hearing in due course.

**Sd/-
(Rajani Dubey)
Judge**