

**HIGH COURT OF CHHATTISGARH AT BILASPUR****MAC No. 1835 of 2025**

MAGMA GENERAL INSURANCE COMPANY LIMITED (EARLIER
MAGMA HDI)

versus

SMT. ANGURI KHATOON

Order Sheet

06/05/2026	Ms. Aditi Diwan, learned counsel for the appellant. Mr. Virendra Kashyap, learned counsel for respondent Nos. 1 to 5. None for respondent No. 6 despite service. Heard on application (I. A. No. 01 of 2025) for condonation of delay in filing the appeal. Though opposed but for the reason stated in the application; on due consideration; the appellant is able to show sufficient cause for delay in filing the appeal. Thus delay in filing the appeal is condoned. Accordingly, the

	application (I A. No. 01 of 2025) allowed. Heard on admission. Appeal is admitted for hearing. Issue notice to the respondents. Mr. Kashyap, learned counsel accepts notice on behalf of respondent No. 1 to 5. P. F. need not be paid. On payment of P. F. notice be issued to respondent No. 6 by ordinary mode as well as by Speed Post as per rules. Failing which this appeal stand dismissed without further reference to the Bench. Also heard on I. A. No. 02 of 2025, which is an application for exemption from filing copy of Section 170 MV Act. On due consideration, the application (I. A. No. 02 of 2025) is allowed. Heard on application (I. A. No. 03 of 2025) for grant of interim relief/stay. Learned counsel for the appellant submits that the date of accident is 31.07.2023, deceased died on 02.08.2023 and FIR lodged on 05.10.2023 and the eyewitness who was examined before Claims Tribunal though he is stated that the police has already recorded his
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evidence way back however he kept mum for all these years to show the involvement of the offending vehicle.

Opposes the submission learned counsel for the respondent Nos. 1 to 5 submits that appellant was not able to prove the case of preponderance of probability.

Be that as it may, taking into consideration the submission made herein above, facts and circumstances of the case, the effect and operation of the impugned award shall remain stayed till the next date of hearing against the appellant.

Post this matter on **28th of July, 2026.**

Sd/-
(Sachin Singh Rajput)
Judge