



CGHC010370002026

HIGH COURT OF CHHATTISGARH AT BILASPUR
MAC No. 2171 of 2026

1 - Magma H D I General Insurance Company Limited Branch Office 5th Floor, Office No. 501, 509, 512, D B City Corporate Park, Plot No. 1, Block No. 9, Rajbandha Maidan, Bilaspur, District Bilaspur, (C.G.)..... (Insurance Company).

... Appellant

versus

1 - Chaman Singh S/o Late Shri Paras Ram, Aged About 35 Years, Caste Rajput (Lodhi), R/o Village Dewangan Para, Takhatpur, Post And P S Takhatpur, District Bilaspur, (C.G), Litigation Friend Lalita Bai W/o Chaman Singh, Age About 30 Years, Permanent Address Village Sonpuri, P.S. City Kotwali, Mungeli, District Mungeli, (C.G.).

2 - Surendra Sahu S/o Shri Ramnath Sahu, Aged About 37 Years, R/o Ward No. 06, Pathariya, P.S. Pathariya, District Mungeli, (C.G.).... (Driver Of Vehicle).

3 - Smt. Savita Jaiswal W/o Shri Sanjay Jaiswal, Aged About 44 Years R/o Village And Nagar Panchayat Pahtariya, P.S. Pathariya, District Mungeli, (C.G.).... (Owner Of Vehicle).

... Respondent(s)

Order Sheet

25/09/2026	Mr. K.P.S. Gandhi, Advocate for the Appellant. Heard on I.A. No. 02/2026, application for condonation of delay in filing the appeal.
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The accident occurred on 28.10.2022, and a total compensation of Rs. 25,37,101/- has been awarded in favour of the claimants. The instant appeal was filed on 17.09.2026 i.e. after a delay of 87 days but till date not a single penny has been deposited in favour of the claimants.

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. 9,000/- 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 23.03.2026 passed in Claim Case No. 269/2023, the Tribunal has granted a total compensation of Rs. 25,37,101/- with annual interest @ 9%.

It is directed that on appellant's depositing 60% of the total awarded amount within a period of 30 days from today, the recovery of rest 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.

Sourabh	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.9,000/- as also the 60% of the total award amount directed by this Court, shall be filed by the next date of hearing. Sd/- (Sanjay Kumar Jaiswal) Judge
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