

IN THE HIGH COURT OF JHARKHAND AT RANCHI

[Civil Miscellaneous Appellate Jurisdiction]

M.A. No. 499 of 2019

Regional Manager,Cholamandalam M/S General Insurance Co. Ltd. & Anr

.... .. Appellant(s)

Versus

1.Renu Kumari

2.Srishti Kumari (minor)

3.Sidharth Kumar (minor)

4.Janak Yadav

5.Gajendra Kr. Yadav

6.Surendra Bedia

.. ... Respondent(s)

CORAM :HON'BLE MR. JUSTICE KAILASH PRASAD DEO

(Through :-Video Conferencing)

.....
For the Appellant(s) : Mr. Ashutosh Anand, Advocate.

For the Respondent(s) :
.....

05 / 02.08.2021. Heard, Mr. Ashutosh Anand, learned counsel for the appellant.

Let notice be issued to the claimants/respondent Nos.1 to 4 [Renu Kumari, 2.Srishti Kumari (minor), 3.Sidharth Kumar (minor) and 4.Janak Yadav, All permanent residents Village- Murla Math, P.O. Birra, P.S. Makdumpur, District- Jahanbad (Bihar) and present R/o Tenughat No.3, Village- Sarachiya, P.O.- Tenughat Dam, P.O. & P.S.- Gomia, District- Bokaro, under both process i.e. under Registered Cover with A/D as well as under ordinary process, for which requisites etc., must be filed within two weeks.

Requisites etc., shall be filed on both the addresses of the claimants.

Further, I.A. No.5404 of 2020 has been filed under Order XLI Rule 5 (5) CPC for stay in Execution Case No.02 of 2020, pending before the Court of learned District Judge-I-cum- Motor Accident Claim Tribunal, Bermo at Tenughat (Bokaro), for realization of the Award dated 20.07.2019 passed by learned District Judge-I-cum- Motor Accident Claim Tribunal, Bermo at Tenughat (Bokaro), in Motor Accident Claim Case No.69 of 2018, as such, the appellant- Insurance Company is directed to deposit a sum of Rs.50,000,00/- by way of cheque before the learned Executing Court within a period of 60 days from today.

If the said amount of Rs.50,000,00/- is deposited before the learned Executing Court within a period of 60 days from today, the learned Executing Court shall not proceed against the appellant- Insurance Company and if the aforesaid amount is not deposited within 60 days from today, the Executing Court is directed to proceed in accordance with law.

However, the learned Tribunal/Executing Court shall issue notice to the claimants and after taking an affidavit that they have already put their appearance before the High Court in the instant Misc. Appeal, the aforesaid amount shall be disbursed to the claimants after due verification.

I.A. No.5404 of 2020 is accordingly disposed of.