HIGH COURT OF JUDICATURE AT ALLAHABAD

FIRST APPEAL FROM ORDER No. - 355 of 2026

The National Insurance Company Limited

.....Appellant(s)

Versus

Smt. Sushila And 4 Others

.....Respondent(s)

Counsel for Appellant(s)	:	Ajay Singh
Counsel for Respondent(s)	:	

Court No. - 7

HON'BLE PIYUSH AGRAWAL, J.

Heard learned counsel for the appellant(s).

This is insurance company's appeal challenging the award dated 30.10.2025 passed by the Motor Accident Claims Tribunal in MACP No. 250/24.

After hearing the learned counsel for the appellant(s), certain arguable points appear to be involved in the case.

Admit.

Issue notice to the respondent(s).

Steps be taken within a week from today by registered/speed post.

List on the date fixed in the notice.

Office is directed to summon the photocopy of the record of the lower court after the amount is deposited and disbursed to the claimants in terms of this order.

In the facts and circumstances of the case, it is provided that in case the appellant(s) deposits the entire decreetal amount under impugned award, including up-to-date interest after adjusting the statutory deposit, within a period of six weeks from today before the Tribunal concerned, the operation and enforcement of the impugned judgment & award shall remain stayed until further order of this Court.

On deposit, 25% of the deposited amount would be released in favour of the claimants, on their application, in the same ratio and proportion as directed by the Tribunal without furnishing security, 25% of the remaining amount would be released upon furnishing security, other than the cash or bank guarantee, and remaining 50% of the amount would be invested in a fixed term interest bearing account in some Nationalized Bank for an initial period of two years renewable from time to time.

In the case appellant(s) does not comply with the above direction within the prescribed time, the interim order granted today shall automatically stand vacated.

The Registry of this Court is directed to send back the statutory deposit to the concerned Tribunal for adjusting it towards the deposit of the awarded amount.

(Piyush Agrawal,J.)

February 10, 2026
Rahul Dwivedi/-