



HIGH COURT OF CHHATTISGARH AT BILASPUR

MAC No. 1886 of 2024

- Branch Manager, Oriental Insurance Co. Ltd., Bus Stand, Main Road Of Kawardha-Bemetara, P.S. Tehsil & District Bemetara (C.G.). Through T.P. Hub In-Charge Oriental Insurance Co. Ltd., Divisional Office, Opposite Rajeev Plaza, Near Old Bus Stand, Bilaspur, District Bilaspur (C.G.).

... Appellant

Versus

1. Smt. Dileshwari Yadav, Wd/o Lt. Dhansingh Yadav, Aged About 27 Years, R/o Village Gunjheta, P.S. & Tehsil Kunda, District Kabirdham, Current R/o Village Thegabhatha, P.S. Dadhi, Tehsil Nawagarh, District Bemetara (C.G.) (Claimant).
2. Divyansh, S/o Late Dhansingh Yadav, Aged About 5 Years, Minor Through Natural Guardian Mother (Respondent No.1), R/o Village Gunjheta, P.S. & Tehsil Kunda, District Kabirdham, Current R/o Village Thegabhatha, P.S. Dadhi, Tehsil Nawagarh, District Bemetara (C.G.) (Claimant).
3. Ku. Bhavya Yadav, D/o Late Dhansingh Yadav, Aged About 2 Years, Minor Through Natural Guardian Mother, (Respondent No.1), R/o Village Gunjheta, P.S. & Tehsil Kunda, District Kabirdham, Current R/o Village Thegabhatha, P.S. Dadhi, Tehsil Nawagarh, District Bemetara (C.G.) (Claimant).
4. Ramji Yadav, S/o Pusau Yadav, Aged about 55 years, R/o Village Gunjheta, P.S. & Tehsil Kunda, District Kabirdham, Current R/o Village Thegabhatha, P.S. Dadhi, Tehsil Nawagarh, District Bemetara (C.G.) (Claimant).
5. Smt. Shiv Kanti Yadav, W/o Ramji Yadav, Aged About 53 Years, R/o Village Gunjheta, P.S. & Tehsil Kunda, District Kabirdham, Current R/o Village Thegabhatha, P.S. Dadhi, Tehsil Nawagarh, District Bemetara (C.G.) (Claimant).
6. Ku. Sarita Yadav, D/o Ramji Yadav, Aged About 15 Years, Minor Through Natural Guardian Father, (Respondent No.4) R/o Village Gunjheta, P.S. & Tehsil Kunda, District Kabirdham, Current R/o Village Thegabhatha, P.S. Dadhi, Tehsil Nawagarh, District Bemetara (C.G.) (Claimant).
7. Dalichand Chandravanshi, S/o Kumar Chandravanshi, Aged About 30 Years, R/o Village Gangpur, P.S. & Tehsil Pipariya District Kabirdham (C.G.) (Driver).
8. Durgesh Kumar Sahu, S/o Firantu Sahu, Aged About 27 Years, R/o Ward No.6 Sodhar, P.S. Jarhagaon, Tehsil & District Mungeli (C.G.) (Owner).

... Respondents

Order Sheet

30/09/2024	<p>Mr. Pravin Kumar Tulsyan, counsel for the appellant.</p> <p>Heard on admission.</p> <p>Admit.</p> <p>Issue notice to the respondents by ordinary as well as by registered post. Process Fee be paid within a week.</p> <p>Notice be made returnable within three weeks.</p> <p>Also heard on I.A. No.1/2024, application for grant of stay.</p> <p>Issue notice on this application also, as above.</p> <p>On due consideration, meanwhile, purely as an interim measure, it is directed that, if the appellant deposits 50% amount of the impugned award before the concerned Claims Tribunal, within 45 days from today, execution for recovery of remainder amount shall remain stayed till the next date of hearing.</p> <p>The amount of compensation so deposited, be disbursed to the claimants / respondents in terms of impugned award by taking surety to the satisfaction of the concerned Tribunal.</p> <p>Call for records of the concerned Claims Tribunal.</p> <p>Certified copy as per rules.</p> <p style="text-align: right;">Sd/- (Naresh Kumar Chandravanshi) Judge</p>
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