



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

FIRST APPEAL NO.209 OF 2024

APPELLANT : **Magma HDI General Insurance**
(Ori. Respondent 3) **Company Ltd.**, through its Divisional
(On R. A.) Manager, office at 81, Hill Road,
Nagpur.

..VERSUS..

RESPONDENTS : 1 **Bebitai Sahebrao Chavan,**
Age 60 years, Occ: Household, R/o
Shendola Bk., Tq. Tiosa, Dist. Amravati.

2 **Mandabai Subhashrao Rathod,**
Age 42 years, Occ: Household, R/o
Ranwadi, Tq. Ashti, Dist. Wardha.

3 **Shrikrushna Sahebrao Chavan,**
Age 39 years, Occ: Labour

4 **Chanda Sahebrao Chavan,**
Age 43 years, Occ; Household

5 **Varsha Santoshrao Chavan,**
Age 40 years, Occ: Household

(Ori. Claimants)
(On R.A.) 6 **Prithviraj Santoshrao Chavan,**
Age 17 years, Occ: Education, Minor
through his natural guardian Mother,
Varsha Santoshrao Chavan

Respondents No.3 to 6 R/o Shendola
Bk., Tq. Tiosa, Dist. Amravati

(Ori. Respondent 1)
(On R.A.) 7 **Deorao Dhonduji Nemale,**
Age Adult, Occ: Driver, R/o Mehul
Talkies, Shivaji Ward, Arvi, Tq. Arvi,
Dist. Wardha

(Ori. Respondent 2)
(On R.A.)

8 **Sanjay Chandrakant Thakur,**
Age Adult, Occ: Owner, R/o Ghate
Shastri Ward, Arvi, Tq. Arvi, Dist.
Wardha.

Mr R. D. Bhuibhar, Advocate for Appellant.
Mr P. R. Agrawal, Advocate a/b Ms A. R. Sharma, Advocate for Respondent Nos.1 to 6.
Mr S. S. Das, Advocate for Respondent Nos.7 and 8.

CORAM : M. W. CHANDWANI, J.

DATED : 22nd AUGUST, 2024.

ORAL JUDGMENT

1. Heard.

2. By this appeal, the appellant has challenged the impugned award dated 20.10.2023 passed by the Motor Accident Claims Tribunal, Amravati in Motor Accident Claim Petition No.261 of 2014, thereby granting compensation of Rs.26,728/- alongwith interest @ 6% p.a. towards disablement caused to Sahebrao Ganpatrao Chavhan on account of vehicular accident occurred on 19.06.2014.

3. Needless to mention that as per Section 173 of the Motor Vehicles Act, 1988, no appeal shall lie against any award of a Claims Tribunal, in which compensation of less than

Rs.1,00,000/- has been granted. In view of statutory bar, the appeal is not maintainable against granted compensation amount of Rs.26,728/-, therefore, the appeal is dismissed with no order as to costs.

(M. W. CHANDWANI, J.)