

Parties called out absent.

The Ld. Counsel for JDR present.
No representation for DHR.

The Ld. Counsel for JDR submits that the Judgment and Award passed by this Tribunal has been stayed by the Hon'ble High Court and even the JDR had deposited 50% of the award amount as per the order passed by the Hon'ble High Court. It is further submitted that since Judgment and award it self is stayed and the JDR has complied with the condition imposed, the execution case has to be closed as there is no award to enforce the same.

Perused the office note regarding deposit made.

It is noticed that as submitted by the Ld. Counsel for JDR the Judgment and Award passed by this Tribunal in MVC No.704/2021 was stayed by the Hon'ble High Court subject to the appellant depositing 50% of award amount before this Court.

The JDR has also deposited the 50% of award amount. Such being the case the present EP is required to be closed. Hence, this court proceed to pass the following:

ORDER

EP is closed.

However it is made clear that the DHR at liberty to file fresh EP on the base of the Judgment to be passed in MFA No.2808/2024.

III A.D.J. Mangaluru