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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **MAC.APP. 357/2018**

THE ORIENTAL INSURANCE CO LTD Appellant

Through: Mr. Pankaj Seth, Advocate

versus

LATA PUNJANI & ORS Respondents

Through: None.

CORAM:

HON'BLE MR. JUSTICE R.K.GAUBA

ORDER

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11.04.2018

CM No. 14084/2018(exemption)

Allowed subject to all just exceptions.

MAC.APP. 357/2018 and CM Nos. 14082/2018 and 14083/2018

The insurance company is aggrieved by the award of compensation in favour of the first respondent (claimant) on the ground that income was over assessed and there is an overlap in the award on account of loss of income for the period of treatment and loss of income in future on account of permanent disability.

Issue notice on appropriate steps being taken returnable on 2nd August, 2018 before the Joint Registrar for completion of service and pleadings.

The appellant is directed to deposit the entire awarded amount

MAC.APP. 357/2018

page 1 of 2



with upto date interest with the Tribunal within thirty (30) days of today. The Tribunal shall release, on proper application being made by the claimants in this regard, forty per cent (40%) of the awarded amount in favour of the claimants in terms of the directions in the impugned judgment/award, the balance to be kept in interest bearing account initially for a period of one year to be renewed from time to time thereafter till further orders from this Court. The deposit shall be made by way of separate instruments to facilitate the above arrangement to be put in position. Subject to the above directions being complied with, the execution of the award is stayed.

Trial court record be called for.

Copy of the order be given *dasti*.

R.K.GAUBA, J.

APRIL 11, 2018/uj

MAC.APP. 357/2018

page 2 of 2