

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/FIRST APPEAL NO. 1203 of 2020**With****CIVIL APPLICATION (FOR STAY) NO. 1 of 2020****In R/FIRST APPEAL NO. 1203 of 2020**

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BAJAJ ALLIANCE GENERAL INSURANCE COMPANY LIMITED

Versus

MANSI GANESHCHANDRA PUROHIT

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Appearance:

MR MAULIK J SHELAT(2500) for the Appellant(s) No. 1

MR RATHIN P RAVAL(5013) for the Defendant(s) No. 4

NOTICE NOT RECD BACK(3) for the Defendant(s) No. 3

NOTICE SERVED(4) for the Defendant(s) No. 1,2

NOTICE UNSERVED(8) for the Defendant(s) No. 5

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CORAM: **HONOURABLE MR. JUSTICE ASHUTOSH J. SHASTRI****Date : 13/10/2020****ORAL ORDER**

Heard Mr. Maulik J. Shelat, learned advocate for the appellant.

Considering the fact that pursuant to the previous order, the awarded amount has already been deposited by the Insurance Company/

In view of the aforesaid submission, ADMIT. Mr. Nikhil S. Vyas, learned advocate waives service of admission on behalf of the defendant.

Order in Civil application no. 1 of 2020

The present application is filed for the purpose of seeking interim stay of the impugned award during the pendency and

final disposal of the main first appeal.

Heard learned advocates appearing for the respective parties. Considering the averments made in the application and pursuant to the previous order, the respondent – Insurance Company has already deposited the awarded amount before the Tribunal concerned.

Having heard the learned advocates for the respective parties since the main appeal is pending to await the final disposal on merits, the total amount deposited as above by the applicant insurance company shall be invested by the Tribunal in a fixed deposit with any nationalized bank for initial period of three years, renewable until final disposal of the appeal. Since the awarded amount has been deposited, the conditional stay which has been granted stands confirmed till the final disposal of first appeal. This confirmation of the interim relief is subject to the request of the disbursement to be claimed by the respective claimants.

The present Civil Application is allowed and disposed of accordingly.

(ASHUTOSH J. SHASTRI, J)

NAIR SMITA V.