

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/FIRST APPEAL NO. 974 of 2025**

With

**CIVIL APPLICATION (FOR STAY) NO. 1 of 2025
In R/FIRST APPEAL NO. 974 of 2025**

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ICICI LOMBARD GENERAL INSURANCE CO. LTD.

Versus

PUNJABHAI PALABHAI SOSA & ORS.

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Appearance:

MR RATHIN P RAVAL(5013) for the Appellant(s) No. 1

APURVA K JANI(7057) for the Defendant(s) No. 1,2

NOTICE SERVED for the Defendant(s) No. 3,4

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CORAM:HONOURABLE MR.JUSTICE MOOL CHAND TYAGI

Date : 06/05/2026

ORAL ORDER

ORDER IN FIRST APPEAL:-

ADMIT.

Mr.Apurva Jani, learned advocate accepts and waives service of notice of admission on behalf of respondent nos.1 & 2.

ORDER IN CIVIL APPLICATION:-

1. Learned counsel for both the parties submitted that the awarded amount has already been deposited with the learned Tribunal.

2. Mr.Apurva Jani, learned counsel for the original claimants submitted that 30% of the amount lying deposited with the learned Tribunal is requested to be released in favor

of the claimants.

3. Having considered the submissions of the learned counsel for both the parties, the execution, implementation and operation of the impugned award is stayed till final disposal of the appeal. The learned Tribunal is directed to release 30% of the awarded amount along with interest in favour of the original claimants, after due verification, through recognized RTGS / NEFT mode. The remaining 70% of the deposited award amount along with interest is directed to be invested in the Fixed Deposit with any Nationalized Bank initially for a period of 5 years which may be renewed from time to time till the final disposal of the appeal. The original FDRs are directed to be retained by Nazir Branch of the concerned Tribunal. It is further directed that no loan or advance against the aforesaid Fixed Deposits shall be allowed without prior permission of this Court, however, the original claimants shall be entitled to receive periodical interest which may accrue on such Fixed Deposit.

With these observations, the present Civil Application stands ***disposed*** of.

GIRISH

(MOOL CHAND TYAGI, J)