

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 1305 of 2025****With****CIVIL APPLICATION (FOR STAY) NO. 1 of 2025****In R/FIRST APPEAL NO. 1305 of 2025**

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ICICI LOMBARD GENERAL INSURANCE COMPANY LIMITED

Versus

RAVIKUMAR JASWANTBHAI THAKOR (CHADOKHIYA) & ORS.

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Appearance:

MR CHIRAYU A MEHTA(3256) for the Appellant(s) No. 1

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CORAM:**HONOURABLE MR. JUSTICE DEVAN M. DESAI****Date : 02/05/2025****ORAL ORDER****ORDER IN FIRST APPEAL**

1. Learned advocate for the appellant has submitted that on the date of accident deceased was not holding a valid and effective driving licence to travel two wheeler. It is further contended that though the driver of Scorpio ran away from the spot the said driver did not enter into the witness box to question the issue of negligence. However, learned Tribunal has found deceased negligent to the extent of 20% and driver of Scorpio negligent to the extent of 80%.

2. Issue requires consideration. Appeal is admitted.

3. Registry is directed to call for the record and proceedings from the concerned Court / Tribunal below forthwith.

ORDER IN CIVIL APPLICATION

1. Heard learned advocate for the applicant. Perused the record.

2. Learned advocate for the applicant submitted that the awarded amount shall be deposited within a period of four weeks.

3. This Civil Application stands disposed of on condition that the applicant/s shall deposit the awarded amount before the concerned Tribunal within a period of four weeks from today.

4. On above condition, there shall be ad-interim relief by staying the impugned judgment and award passed by the learned Tribunal till final disposal of the appeal.

(D. M. DESAI,J)

RINKU MALI

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: RINKU MALI(HC01574), PRIVATE SECRETARY, at High Court of Gujarat on 02/05/2025 18:07:13