

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 1346 of 2025**

**With
CIVIL APPLICATION (FOR STAY) NO. 1 of 2025
In R/FIRST APPEAL NO. 1346 of 2025**

=====

TATA AIG GEN INS CO LTD

Versus

LALITABEN JAGDISHKUMAR RATHI & ORS.

=====

Appearance:

MS KIRTI S PATHAK(9966) for the Appellant(s) No. 1
MR CHIRAYU A MEHTA(3256) for the Defendant(s) No. 4
MR DHARM K RAVAL(10689) for the Defendant(s) No. 2,3
MR GC MAZMUDAR(1193) for the Defendant(s) No. 6
MR HG MAZMUDAR(1194) for the Defendant(s) No. 6
NOTICE SERVED for the Defendant(s) No. 1,5,7.1,7.2,7.3

=====

CORAM: HONOURABLE MR. JUSTICE MOOL CHAND TYAGI

Date : 05/05/2026

ORAL ORDER

ORDER IN FIRST APPEAL:-

Admit.

ORDER IN CIVIL APPLICATION:-

Heard learned advocates for the parties.

Learned advocate for the applicant submits that the awarded amount has already been deposited with the concerned learned Tribunal.

In view of the statement made by the learned advocate for the applicant, the execution, implementation and operation of

the impugned judgment and award is stayed till final disposal of the Appeal.

The Tribunal is directed to release 30% of the deposited awarded amount in favour of the original claimant, after due verification, through recognized RTGS/NEFT mode.

The remaining 70% of the deposited award amount is directed to be invested in the Fixed Deposit with any Nationalized Bank initially for a period of five 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, original claimant/s shall be entitled to receive periodical interest which may accrue on such Fixed Deposit.

With these observations, the captioned Civil Application stands disposed of.

CDP

(MOOL CHAND TYAGI, J)