

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 2012 of 2026**

**With
CIVIL APPLICATION (FOR STAY) NO. 1 of 2026
In R/FIRST APPEAL NO. 2012 of 2026**

=====

ORIENTAL INSURANCE CO. LTD. ANAND

Versus

LEGAL HEIR OF BABUBHAI SHIVABHAI KAGASIYA (RATHOD)
BHIKHABHAI BABUBHAI RATHOD & ORS.

=====

Appearance:

MASUMI V NANA VATY(9321) for the Appellant(s) No. 1

MR VIBHUTI NANA VATI(513) for the Appellant(s) No. 1

=====

CORAM: **HONOURABLE MR.JUSTICE MOOL CHAND TYAGI**

Date : 07/05/2026

ORAL ORDER

ORDER IN FIRST APPEAL:-

Admit.

ORDER IN CIVIL APPLICATION:-

Heard learned advocate for the applicant.

Having considered the submissions of the learned advocate for the applicant, the execution, implementation and operation of the impugned judgment and award is stayed on depositing 100% of the awarded amount before the concerned learned Tribunal within a period of four weeks from today.

Upon depositing of the said amount, 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)