

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 2383 of 2025**

**With
CIVIL APPLICATION (FOR STAY) NO. 1 of 2025
In R/FIRST APPEAL NO. 2383 of 2025**

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NATIONAL INSURANCE CO. LTD.

Versus

KASHIBEN WD/O BHARATLAL VAKTAJI LABANA & ORS.

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Appearance:

KRUPALI N BHATT(9455) for the Appellant(s) No. 1

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CORAM: HONOURABLE MR. JUSTICE MOOL CHAND TYAGI

Date : 09/10/2025

ORAL ORDER

ORDER IN FIRST APPEAL:-

Admit.

ORDER IN CIVIL APPLICATION:-

Heard learned advocate for the applicant. Learned advocate for the applicant submits that applicant is ready and willing to deposit 100% of the awarded amount.

In view of the statement of the learned advocate for the applicant, the execution, implementation and operation of the impugned award dated 24.01.2025 delivered by learned Tribunal (Aux.) Modasa in MACP No.102 of 2019 is stayed subject to deposit of 100% of the awarded amount before the 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 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 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 claimant shall be entitled to receive periodical interest which may accrue on such Fixed Deposit.

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

DIWAKAR SHUKLA

(MOOL CHAND TYAGI, J)

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: DIWAKAR SHUKLA(HC01778), PRIVATE SECRETARY, at High Court of Gujarat on 10/10/2025 18:47:36