

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 4375 of 2023****With****CIVIL APPLICATION (FOR STAY) NO. 2 of 2023****In R/FIRST APPEAL NO. 4375 of 2023**

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CHOLAMANDALAM MS GENERAL INSURANCE CO. LTD.**Versus****GAMBHIRBHAI RATANSING RATHOD**

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Appearance:**MR RATHIN P RAVAL(5013) for the Appellant(s) No. 1****for the Defendant(s) No. 1,2**

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CORAM:HONOURABLE MR. JUSTICE ILESH J. VORA**Date : 06/10/2023****ORAL ORDER****Order in F.A.No.4375/2023****Admit.****Order in C.A.No.2/2023**

Heard the learned advocates appearing for the respective parties.

The main appeal filed under Section 173 of the Motor Vehicles Act, 1988 has been admitted. In facts of this case, the impugned judgment and award is stayed till final disposal of the appeal. The Trial Court shall invest 70% of the amount in a cumulative Fixed Deposit Receipts in a nationalized Bank initially for a period of 3 years and renewable from time to time for similar period till final disposal of the appeal and 30% of the amount shall be given to the original claimants upon proper

verification. The original FDRs to be retained by the Trial Court.

Accordingly, the application is **disposed of**.

Rakesh

(ILESH J. VORA,J)