

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/FIRST APPEAL NO. 3056 of 2023
With
CIVIL APPLICATION (FOR STAY) NO. 1 of 2023
In
R/FIRST APPEAL NO. 3056 of 2023

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NATIONAL INSURANCE CO. LTD. SURAT
Versus
SHYAMLAL BHERARAM

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Appearance:
MR VIBHUTI NANAVALI(513) for the Appellant(s) No. 1
for the Defendant(s) No. 1,2,3,4

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CORAM: HONOURABLE MS. JUSTICE GITA GOPI

Date : 25/07/2023
ORAL ORDER

ORDER IN FIRST APPEAL

Heard learned Advocate for the appellant/s, who apart from the grounds stated in the memo of the Appeal submits that at the relevant time of the accident, the driver had no license to drive a heavy good vehicle (a truck), and though the issue was contended, the same was not considered.

In view of the above and considering the other grounds raised in the memo of the Appeal, **ADMIT.**

Sd/-

(GITA GOPI, J)

ORDER IN CIVIL APPLICATION

Heard learned Advocate for the applicant.

RULE returnable on **SEPTEMBER 5, 2023**.

Considering the submissions canvassed and the averments made in the application, there shall be stay of the execution, implementation and operation of the impugned judgment and award, on the condition that the applicant shall deposit the entire awarded amount before the concerned Tribunal, before the returnable date.

Sd/-

(GITA GOPI, J)

CAROLINE