

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/FIRST APPEAL NO. 3564 of 2025

**With
CIVIL APPLICATION (FOR STAY) NO. 1 of 2025
In R/FIRST APPEAL NO. 3564 of 2025**

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CHOLAMANDALAM MS GENERAL INSURANCE CO. LTD.

Versus

KIRANKUMAR VAGHABHAI MAKWANA & ORS.

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Appearance:

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

MR VIBHUTI NANAVATI(513) 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.

Registry is directed to list the captioned appeal along with First Appeal No.3274 of 2025 & First Appeal No. 3279 of 2025.

ORDER IN CIVIL APPLICATION:-

Heard learned advocate for the applicant. Learned advocate for the applicant urged for stay of execution, implementation and operation of the impugned judgment and award.

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

impugned award 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 claimants, 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 claimants shall be entitled to receive periodical interest which may accrue on such Fixed Deposit.

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

(MOOL CHAND TYAGI, J)

GIRISH/ARUN

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: PARMAR GIRISH KANTILAL(HC00954), Principal Pvt Secretary, at High Court of Gujarat on 13/10/2025 13:42:19