

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
FIRST APPEAL NO. 2811 of 2016**

With

CIVIL APPLICATION NO. 12536 of 2016

In

FIRST APPEAL NO. 2811 of 2016

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NEW INDIA ASSURANCE CO. LTD.....Appellant(s)

Versus

ASHOKBHAI NAGARBHAI THAKOR & 1....Defendant(s)

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Appearance:

MR YOGI K GADHIA, ADVOCATE for the Appellant(s) No. 1

MR HIMANSU M PADHYA, CAVEATOR for the Defendant(s) No. 1

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CORAM: HONOURABLE MR.JUSTICE R.P.DHOLARIA

Date : 20/12/2016

ORAL ORDER

ORDER IN FIRST APPEAL

Heard. **Admit.**

Mr.Himansu Padhya, learned advocate waives service of notice of admission for and on behalf of the respondent.

ORDER IN CIVIL APPLICATION

Heard learned counsel for the respective parties.

Upon considering the submissions made by learned advocate for the respective parties, execution and operation of the impugned judgment and award is stayed till the final disposal of the present appeal on condition that the applicant-appellant deposits the entire

awarded amount with interest and costs with the learned Tribunal within two months from the date of receipt of this order and upon deposit of such amount, the learned Tribunal shall disburse 30% of the amount in terms of the award and the remaining 70% of the deposited amount shall be invested in F.D.R. in the name of claimants which shall be renewed periodically till final disposal of the appeal with periodical interest to the claimants. However, it is clarified that 70% of the deposited amount shall not be encashed by the claimants till the final disposal of appeal.

With these directions, the present application stands disposed of.

(R.P.DHOLARIA,J.)

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