

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/FIRST APPEAL NO. 3187 of 2025

With
CIVIL APPLICATION (FOR STAY) NO. 1 of 2025
In R/FIRST APPEAL NO. 3187 of 2025

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MAGMA HDI GEN INS CO LTD
Versus
NANDABEN RAJESHBHAI THAKOR & ORS.

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Appearance:
MS KIRTI S PATHAK(9966) for the Appellant(s) No. 1

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CORAM: HONOURABLE MR. JUSTICE HASMUKH D. SUTHAR
Date : 02/12/2025
ORAL ORDER

ORDER IN FIRST APPEAL

Learned advocate for the appellant has challenged the impugned judgment and award on the ground that the learned Tribunal has erred in considering the case of the opponent and in assessing contributory negligence, even though the defence had raised objections.

Notice for final disposal returnable on 09.01.2026. Mr. Nishit Bhalodi, learned advocate waives service of notice for respondent Nos.1 to 4.

The Registry is directed to call for record and proceeding from the concerned Tribunal without paper book.

ORDER IN CIVIL APPLICATION

Notice returnable on 9.1.2026. Mr. Nishit Bhalodi, learned advocate waives service of notice for respondent Nos.1 to 4.

In the meantime, ad interim relief in terms of paragraph 6(A) is granted subject to deposit of the entire awarded amount along with interest and cost.

ALI

(HASMUKH D. SUTHAR,J)