

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 4594 of 2024****With****CIVIL APPLICATION (FOR STAY) NO. 1 of 2024****In R/FIRST APPEAL NO. 4594 of 2024**

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ICICI LOMBARD GENERAL INSURANCE CO. LTD.

Versus

NIRATBEN MANUBHAI CHEKHALIYA DEVIPUJAK & ORS.

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Appearance:

MR RATHIN P RAVAL(5013) for the Appellant(s) No. 1

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CORAM:**HONOURABLE MR. JUSTICE J. C. DOSHI****Date : 27/01/2025****COMMON ORAL ORDER****ORDER IN FIRST APPEAL :**

1. Since limited issue whether deceased was travelling in cabin of the errant vehicle or under carriage part of the errant vehicle involves in the matter, issue **Notice for final hearing**, returnable on **03.03.2025**. Registry is directed to call for the record and proceedings (without paper-book) from the concerned Tribunal.

ORDER IN CIVIL APPLICATION :

2. Let there be stay on the implementation and execution of the impugned judgment and award on the condition that the appellant shall deposit entire decretal amount before the learned Tribunal within four weeks from today, which includes principal amount, interest till date and cost, failing which the present Civil Application shall be treated as dismissed. Upon deposit of the entire decretal amount, learned Tribunal shall follow its own order for disbursement of the amount.

3. With this, Civil Application stands disposed of.

(J. C. DOSHI, J)

GAURAV J THAKER

Original copy of this order has been signed by the Hon'ble Judge.

Digitally signed by: GAURAVKUMAR JANARDANBHAI THAKER(HC00951), Principal Pvt. Secretary, at High Court of Gujarat on 27/01/2025 17:51:34