

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 4399 of 2025**

With
CIVIL APPLICATION (FOR STAY) NO. 1 of 2025
In R/FIRST APPEAL NO. 4399 of 2025

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IFFCO TOKIO GEN INS. CO. LTD.

Versus

ARJANBHAI KESHAVBHAI TANK DECD.THRO HIS LEGAL
REPRESENTATIVES & ORS.

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Appearance:

MR. ALKESH N SHAH(3749) for the Appellant(s) No. 1
DECEASED LITIGANT THROUGH LEGAL HEIRS/ REPRESTENTATIVES
for the Defendant(s) No. 1
MR KEVAL R DHOLAKIYA(12277) for the Defendant(s) No. 3
MR.HIREN M MODI(3732) for the Defendant(s) No. 1.1,1.2,1.3,1.4,1.5
MS. POOJA TEJAS BRAHMBHATT(16347) for the Defendant(s) No. 2

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CORAM:HONOURABLE MR.JUSTICE MOOL CHAND TYAGI

Date : 21/04/2026

ORAL ORDER

ORDER IN FIRST APPEAL

Admit.

ORDER IN CIVIL APPLICATION

1. Heard learned counsel for the applicant.

2. Having considered the submissions of the learned counsel for the applicant, the execution, implementation and operation of the impugned award is stayed on depositing of 100% of the awarded amount before the concerned learned Tribunal within a period of four weeks from today.

3. Upon depositing the said amount, the Tribunal is directed to release 30% of the awarded amount in favour of the legal representatives of the deceased-original claimant, after due verification, through recognized RTGS / NEFT mode.

4. 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.

5. 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 legal representatives of the deceased-original claimant shall be entitled to receive periodical interest which may accrue on such Fixed Deposit.

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

HARSHIT

(MOOL CHAND TYAGI, J)