

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 771 OF 2019**

**(Delay Condonation)**

**IN**

**FIRST APPEAL (ST) NO. 3661 OF 2019**

The New India Assurance Co. Ltd. ...Applicant

**Versus**

Reena Mandon Saroj & ors. ...Respondents

Ms. Shalini Shankar, for the Applicant.

**CORAM: N. J. JAMADAR, J.**

**DATED: 12<sup>th</sup> March, 2019**

**PC:-**

- 1.** Heard, Ms. Shankar, the learned Counsel for the Applicant.
- 2.** Issue notice to the Respondents, returnable on 3<sup>rd</sup> June, 2019. Hamdast allowed.
- 3.** In addition, private service permitted.
- 4.** Ms. Shankar, the learned Counsel for the Applicant submits that the Applicant – Insurer is ready to deposit the entire amount of compensation along with interest and costs awarded by the learned Commissioner, Workmen's Compensation and Judge, 1<sup>st</sup> Labour Court, Thane, by the impugned award dated 16<sup>th</sup> December, 2017, in Application (WCA) No.66/B-16 of 2015.

**5.** The aforesaid statement made on behalf of the Applicant- Insurer is accepted.

**6.** The Applicant – Insurer shall deposit the entire amount of compensation along with interest till date and costs in terms of the impugned judgment dated 16<sup>th</sup> December, 2017, before the Workmen's Compensation, 1<sup>st</sup> Labour Court, Thane, within two weeks from today.

**7.** In the meanwhile, there shall be ad-interim stay to the execution and operation of the impugned award, qua the applicant.

**8.** It is, however, made clear that, in the event, the Applicant – Insurer fails to deposit the aforesaid amount before the Workmen's Compensation, 1<sup>st</sup> Labour Court, Thane, within the stipulated period, the ad-interim stay shall stand vacated automatically.

**[N. J. JAMADAR, J.]**