



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.4194 OF 2015
IN
FIRST APPEAL ST. No.21043 OF 2015
A/W
CIVIL APPLICATION NO.4195 OF 2015
IN
FIRST APPEAL ST. No.21043 OF 2015

National Insurance Co. Ltd., Panji, Goa
through its Mumbai Regional office II ... Applicant/Appellant

Vs.

Smt.Utchimakali Subbiah @ Subhash & Ors. ... Respondents

Mr.Sanjay Krishnan i/b Mrs.H.M. Rane for the Applicant/Appellant
None for Respondents

CORAM: **MRS.MRIDULA BHATKAR, J.**

DATE: **11th DECEMBER, 2015**

P.C.:

1. Not on Board. Upon mentioning, taken on Board.
2. Civil Application No.4194 of 2015 is filed for condonation of delay of 43 days in preferring the appeal. Issue notice to the respondents, returnable on **29.1.2016**.

CIVIL APPLICATION NO.4195 OF 2015: -

3. By this Civil Application, the applicant / insurance Company seeks stay to the operation and execution of the impugned judgement and award



dated 13.2.2015 passed by the Motor Accident Claims Tribunal, Pune in MACP No.583 of 2010. The learned Counsel for the applicant submits that the insurance company is ready to deposit the entire decretal amount alongwith interest accrued thereon, within a period of six weeks.

4. In view of the above, issue notice to the respondents, returnable on **29.1.2016**. Till then, there shall be an ad-interim stay to the operation and execution of the impugned judgement and award dated 13.2.2015 for a period of eight weeks, subject to the applicant depositing in the MACT, Pune, the entire decretal amount alongwith interest accrued thereon, within a period of six weeks from today. The statutory amount of Rs.25,000/- deposited in this Court at the time of filing of appeal shall be transferred to the Motor Accident Claims Tribunal, Pune.

5. S.O. to **29.1.2016**.

(MRIDULA BHATKAR, J.)