

IN THE HIGH COURT OF JHARKHAND AT RANCHI

M.A. No.299 of 2017

M/s United India Insurance Co. Ltd., Dhanbad
through its Sr. Divisional Manager,
Ranchi Division, Ranchi.

...Appellant

Versus

Rubi Devi Sharma & Ors.

....Respondents

Coram: HON'BLE MR JUSTICE RAJESH KUMAR

For the Appellant : Mr. G.C. Jha, Advocate

For the Respondents :

04/23.07.2018: In course of the day, defect(s), if any, must be removed.

I.A. No.5589 of 2018

Present interlocutory application has been filed by the appellant for stay of the Execution Case No.74 of 2017, pending in the court of District Judge-XI-cum-M.A.C.T., Dhanbad, arising out of M.A.C.C No. No.10 of 2016.

It has been submitted by the counsel for the appellant that only quantum of amount has been disputed not the entitlement of the claimants.

In view of the above fact, the appellant- United India Insurance Co. Ltd. is directed to deposit Rs.16,00,000/- before the court of District Judge-XI-cum-M.A.C.T., Dhanbad within six weeks from today and thereafter, the court below will release Rs.9,00,000/- in favour of the claimants/respondents on their furnishing requisite security/ indemnity bonds and the rest of the amount will be subject to decision of the case.

During pendency of the appeal, Execution Case No.74 of 2017, pending in the court of District Judge-XI-cum-M.A.C.T., Dhanbad, arising out of M.A.C.C No. No.10 of 2016, shall remain stayed.

Accordingly, I.A. No.5589 of 2018 is allowed.

M.A. No.299 of 2017

Issue notice to the respondents in the main appeal on fling requisites etc. under ordinary process within two weeks.

Let a copy of this order be handed over to Mr. J.C. Jha, learned counsel for the Insurance Company.

(Rajesh Kumar, J.)