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AKG 28-04-2022
Ct.21

F.M.A. 176 of 2022

With

IA No. CAN/1/2021

Shriram General Insurance Company Limited

-Vs-

Suchitra Das (Roy) & Ors.

Mr. Rajesh Singh

... for the appellant

Mr. Rajesh Singh, learned advocate appears for the appellant.

Record shows that no notice of appeal has been served on the respondents.

The appellant is directed to serve a notice of appeal as well as copy of the memo of appeal and the copy of the pending application on the respondents and to file an affidavit of service to that effect on the next date of hearing.

The learned advocate for the appellant prays for stay of the operation of the impugned award dated 25.03.2021 passed by the learned Judge, Motor Accident Claims Tribunal, Additional District Judge, 2nd Court, Islampur in M.A.C. Case No. 02 of 2018.

The prayer is allowed.

There shall be a conditional stay of the operation of the impugned award dated 25.03.2021 for a period of three weeks from date, subject to deposit of entire awarded sum of Rs. 59,23,014/- along with interest as ordered with the learned Registrar General, High Court, Calcutta. If the appellant secures the amount as mentioned above with the learned Registrar General within the aforesaid period of three weeks, the stay shall continue till the disposal of the appeal.

In the event the amount, as mentioned above, is deposited with the learned Registrar General, High Court, Calcutta within the aforesaid period of three weeks, then the

learned Registrar General shall invest the same in a short term fixed deposit account with any nationalized bank and shall go on renewing the same from time to time until further orders.

In case the appellant fails to secure the amount, as directed above, the order of stay shall automatically stand vacated, without any further reference to the appellant.

The application for stay being **CAN 1 of 2021** is disposed of.

Let the appeal appear under the heading “**For Hearing**” in the monthly list of June, 2022.

Parties are to act on the server copy of this order duly downloaded from the official website of this Court.

(Kesang Doma Bhutia, J.)