

**25.09.2024**  
Ct. No.33  
Sl. No.38  
cm

**FMAT(MV) 408 of 2024**  
**CAN 1 of 2024**  
**(Not Found)**

National Insurance Co. Ltd.  
Vs.  
Amiya Kumar Mullick & Anr.

Mr. Deb Narayan Ray  
... for the appellant/insurance company

The learned advocate for the appellant/insurance company is present.

None appeared for the respondents/claimants.

The report filed by the Department stated that the appeal to have been filed within time and the same is admitted.

Call for the lower court records.

**Re: CAN 1 of 2024**

The learned advocate for the appellant/insurance company submits to have deposited the statutory amount of Rs. 25,000/- vide challan No. 1081 dated 15<sup>th</sup> July, 2024. Let the said challan be kept on record.

The learned advocate for the appellant has filed CAN 1 of 2024 with a prayer to deposit a sum of Rs.13,39,200/- along with interest to be calculated @ 6 % per annum before the office of the learned Registrar General, High Court at Calcutta with a deduction of Rs. 25,000/- which has been the statutory amount deposited at the time of institution of the instant appeal.

The appellant/insurance company is granted two weeks after vacation time period to deposit the aforesaid amount before the office of the learned Registrar General, High Court at Calcutta.

The Registrar General, High Court at Calcutta is directed to deposit the said amount in a Nationalized Bank in an auto renewable fixed deposit for a temporary period till the disposal of the instant appeal.

Next date be fixed on 16<sup>th</sup> December, 2024.

The interim stay of the impugned judgment and order dated 6<sup>th</sup> May, 2024 passed by the learned Judge, M.A.C. Tribunal cum Additional District Judge, 4<sup>th</sup> Court, Purba Bardhaman, in M.A.C. Case No. 105/482 of 2016 be stayed till further orders of the instant appeal .

The learned advocate for the appellant/insurance company is directed to serve copy of the memo of appeal and notice upon the respondents/claimants and file affidavit of service on the next date of hearing.

Copy of the order be communicated to the office of the learned Registrar General, High Court at Calcutta for information and necessary action.

***(Ananya Bandyopadhyay, J.)***