



2026:CHC-AS:1089

18.09.2024
Ct. No.33
Sl. No.17
cm

FMAT(MV) 501 of 2024
CAN 1 of 2024

The National Insurance Co. Ltd.
Vs.
Biswanath Mukherjee & Anr.

Ms. Sucharita Paul
... for the appellant/insurance company

The learned advocate for the appellant/insurance company is appeared online.

None appeared for the respondents/claimants.

Perused the report filed by the Stamp Reporter dated 12.09.2024. From the report it reveals that the appeal is in time and in form.

The Department is directed to register the appeal.

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. 1543 dated 4th September, 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.12,09,722/- 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 2nd December, 2024.

The interim stay of the impugned judgment and order dated 23rd July, 2024 passed by the learned Judge, M.A.C. Tribunal cum 1st Court, Barasat, North 24 Parganas in M.A.C. Case No. 47 of 2012 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.)