

08.09.2023

Ct. 655

Sd. 1.

FMAT (MV) of 475 of 2022

With

CAN 1 of 2022

CAN 2 of 2023

Oriental Ins. Co. Ltd. vs. Pani Mahali & Ors.

Ms. Suchariata Paul .. For the appellant.

The instant appeal is preferred challenging the impugned judgment and award dated 28.07.2022 passed by the learned Additional District & Sessions Judge, Fast Track 3rd Court, Sadar, Paschim Medinipur cum Tribunal.

On the last occasion, it is submitted on behalf of the appellant, Insurance Company that it has deposited statutory amount of Rs.25,000/- as per provision of Section 173 of the Motor Vehicles Act before the Learned Registrar General of this Court and an order of stay may be granted in respect of the execution of the award.

It is submitted that one application has been taken out for condoning the delay in preferring the appeal challenging the impugned judgment and award passed by the learned Tribunal.

After consulting the materials on record and after going through the report submitted by the Stamp Reporter, it appears that there is no noting of the delay caused by the appellant in preferring the instant appeal.

Considering the entire situation, Assistant Court Officer of this Court is hereby directed to place the record before the Stamp Reporter in computing the period of limitation, if any, and submit the same by the date fixed.

Let this matter go out of the list with liberty to mention.

Considering the entire scenario, the order dated 05.09.2023 passed by this Court is hereby recalled.

(*Prasenjit Biswas J.*)