

26.11.2024
Ct. No.33
Sl. No.26
cm

FMAT(MV) 610 of 2024
CAN 1 of 2024

Magma HDI General Insurance Co. Ltd.
Vs.
Sk. Kasem & Anr.

Mr. Rajesh Singh
... for the appellant/insurance company

In RE: CAN 1 of 2024

The learned advocate for the appellant/insurance is present. None appeared for the respondents/claimants.

The report filed by the Stamp reporter dated 04.11.2024. From the report it reveals that the appeal is in time.

The Department is directed to register the appeal.

The learned advocate for the appellant/insurance company submits to have deposited the statutory amount of Rs. 25,000/- vide challan No. 1994 dated 4th November, 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.42,47,160/- 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 is granted four weeks 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 appeal.

Let the matter be fixed on 27th January, 2025

The interim stay of the impugned judgment and order dated 22nd July, 2024 passed by the Learned Judge, Motor Accident Claims Tribunal cum Bench No. VIII, City Civil Court, Calcutta in M.A.C. Case No. 29 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 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.)