

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**FIRST APPEAL (ST.) NO. 1381 OF 2017
WITH
CIVIL APPLICATION NO. 1294 OF 2017
WITH
CIVIL APPLICATION NO. 1295 OF 2017
IN
FIRST APPEAL (ST.) NO. 1381 OF 2017**

The New India Assurance Company Limited ...Applicant

Versus

Mr.Pentappa Ramulu Baindla & Ors. ...Respondents

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Ms. S.S.Dwivedi for the Applicant.

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**CORAM: MRS.MRIDULA BHATKAR, J.
DATED: SEPTEMBER 07, 2017**

P.C. :

1. Civil Application No. 1294 of 2017 is filed for condonation of delay of 105 days in preferring the appeal. Issue notice to the respondents, returnable on 07.11.2017. In addition, private service is allowed.

CIVIL APPLICATION NO. 1295 OF 2017

2. By this Civil Application, the applicant/insurance Company seeks stay to the operation and execution of the impugned judgment and award dated 21.07.2016 passed by the learned Commissioner of

Employee's Compensation and Judge Sixth Labour Court, Mumbai, in Application (WCA) No. 457/B-88/2012.

3. Learned counsel for the applicant submits that the applicant-Insurance Company has deposited an amount of Rs. 9,45,790/- which includes the principal amount of compensation i.e. Rs. 4,42,740/- plus interest of Rs. 5,03,050/- by cheque dated 10.02.2017.

4. In view of the above submission, the operation and execution of the impugned judgment and award dated 21.07.2016 passed by the learned Commissioner of Employee's Compensation and Judge Sixth Labour Court, Mumbai, in Application (WCA) No. 457/B-88/2012 is stayed till the final decision of the appeal.

5. Civil Application stands disposed of accordingly.

(MRIDULA BHATKAR, J.)