

Shephali

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO. 4079 OF 2015
IN
FIRST APPEAL (ST) NO. 34774 OF 2014

The New India Assurance Co Ltd	...Applicant
<i>Versus</i>	
Mukundlal Sahdev Gaud & Anr	...Respondents

Mr Ramesh Cheulkar, *for the Applicant/Appellant.*
Mr VM Parkar, *for the Respondent No. 1.*

CORAM: G.S. PATEL, J
DATED: 1st August 2017

PC:-

1. Subject to the Appellant depositing the entire amount awarded with all accrued interest on or before 31st August 2017, there will be a stay on execution as against the appellant and its insured principal.

2. In default, execution will proceed and the Appeal will be summarily dismissed without further reference to the Court.

3. The Civil Application is disposed of in these terms with no order as to costs.

4. The original claimants will be at liberty to withdraw an initial amount of Rs.5 lakhs. This is without prejudice to their rights to file civil application for withdrawal of a further amount. The MACT, Mumbai will permit this withdrawal on production of an authenticated copy of this order. The remaining amount is to be invested in a fixed deposit with any nationalized bank.

(G. S. PATEL, J)