

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

**CIVIL APPLICATION NO. 197 OF 2017  
IN  
FIRST APPEAL (ST.) NO. 18067 OF 2016**

The New India Assurance Co. Ltd. ....Applicant  
V/s.  
Seema Mukesh Gupta & Ors. ....Respondents

Mr. Sanjay Krishna i/b. Sandip S. Jinsiwale for the applicant.  
Mr. Y.G. Thorat i/b. A.B. Tajane for respondent nos.1 to 3.

**CORAM: SMT. ANUJA PRABHUDESSAI, J.  
DATED: 18<sup>th</sup> APRIL, 2018.**

**P.C.:**

- . Heard the learned counsels for the respective parties.
2. By this application, the applicant has sought stay of the execution of judgment and award dated 23<sup>rd</sup> October, 2015 passed by the Member, MACT, Mumbai in MACP No. 1436 of 2013 wherein the Claims Tribunal has awarded compensation of Rs.9,23,000/- inclusive of no fault liability, with interest @ 7.5% per annum to the respondent nos.1 to 3 herein from the date of application till actual realization.
3. Mr. Sanjay Krishna, learned counsel for the applicant states that the applicant / insurance company has already deposited before the Claims Tribunal an amount of Rs.12,19,548/- which is inclusive of

interest. Statement is accepted.

4. In the light of said statement, execution of judgment and award dated 23<sup>rd</sup> October, 2015 passed by the Member, MACT, Mumbai in MACP No. 1436 of 2013 is stayed till the disposal of the appeal.

5. Civil Application stands disposed of.

**(SMT. ANUJA PRABHUDESSAI, J.)**