

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

**CIVIL APPLICATION NO. 3334 OF 2017
IN
FIRST APPEAL (ST.) NO. 18713 OF 2017**

The New India Assurance Co. Ltd.

....Applicant

V/s.

Nayanabai Balwant Bute & Ors.

....Respondents

Ms. Poonam Mital for the applicant in CAF 3333/2017,
CAF 3334/2017 and FAST 18713/2019 and for R.No.1
in CAF 434/2019.

Mr. Rajan S. Pawar for respondent nos.1 and 2 and for
the applicant in CAF 934/2019.

Mr. Sudhir I. Nandode for R.No.3.

**CORAM: SMT. ANUJA PRABHUDESSAI, J.
DATED : 06th MARCH, 2019.**

P.C.:

. Heard the learned counsels for the respective parties.

2. By this application, the applicant / insurance company has sought stay of the execution and implementation of the impugned judgment and award dated 03/12/2016 passed by the District Judge-8 and Member, MACT, Nashik in MACP No.764/2013 wherein the Claims Tribunal has awarded compensation of Rs.5,00,000/- with interest @ 6% per annum herein from the date of petition till actual realization of the decretal amount.

3. Ms. Poonam Mital, learned counsel for the applicant / insurance company states that the applicant has deposited Rs.11,72,095/- before the MACT, Nashik which is inclusive of interest. The learned counsel for the respondent nos.1, 2 and 3 concedes that the applicant / insurance company has deposited the said amount.
4. In the light of said statement, execution and implementation of the impugned judgment and award dated 03/12/2016 passed by the District Judge-8 and Member, MACT, Nashik in MACP No.764/2013 is stayed till the disposal of the appeal.
5. Civil Application stands disposed of.

(SMT. ANUJA PRABHUDESSAI, J.)