

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

CIVIL APPLICATION NO.1985 OF 2015

IN

FIRST APPEAL NO.564 OF 2017

Office Notes, Office Memoranda of Coram, Appearances, court's orders or directions and Registrar's orders	Court's or Judge's orders
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Ms.Pooja Yadav i/b Mr.D.R.Mahadik for the
applicant

**CORAM : K. K. TATED, J
DATE : APRIL 4, 2019**

P.C.:

. Heard.

2 By this Civil Application, Applicant Insurance Company is seeking stay of the operation and implementation of the impugned judgment and award passed by the MACT Thane in MACP No.106 of 2004.

3 The learned counsel for the Applicant submits that they deposited entire awarded amount in the Tribunal. To that effect, there is endorsement in the farad also.

4 Considering the submissions made by the learned counsel for the Applicant and as entire amount is deposited in the Tribunal, I am satisfied that the Applicant has made out a case for allowing the Civil Application. Hence, following order is passed:

- a. Pending the hearing and final disposal of the First Appeal, operation and implementation of the impugned judgment and award dated 17.5.2014 passed by MACT, Thane in MACP No.106 of 2004 is stayed.
- b. Tribunal is directed to invest entire awarded amount in fixed deposit of any nationalised bank initially for a period of one year and same is continued till further orders.
- c. Civil Application No.1670 of 2017 preferred by the Applicant for withdrawal of amount be decided on its own merits.
- d. Civil application stands disposed off accordingly.

(K.K.TATED, J.)