

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

FIRST APPEAL NO. 383/2020

SBI General Insurance Company, thr. its Branch Manager

V/s

Jamwatibai wd/o Maniram Tekam and another.

 Office notes, Office Memoranda of
 Coram, appearances, Court's orders
 or directions and Registrar's orders.

Court's or Judge's Orders

Ms. Mrunal S. Naik, advocate for appellant.

CORAM : S.M. MODAK, J.

DATE : 29.09.2020.

Hearing was conducted through video conferencing and the learned Counsel agreed that the audio and visual quality was proper.

2. Heard learned advocate Ms Mrunal S. Naik for the appellant / Insurance Company.

3. The Commissioner under Employees Compensation Act, Nagpur as per the judgment dated 02.03.2020, directed the Insurance Company as well as employer to pay compensation to the claimants. It is in respect of loss occasioned due to death in Motor Vehicle Accident. The owner has disputed the relationship of an employer and employee of the deceased it has not been accepted by the trial Court.

4. **Admit.**

5. Call R. & P
6. Issue notice to the respondents, returnable in last week of October, 2020.

Civil Application (F) 1199/2020

The learned advocate for the applicant has stated that the applicant/appellant has already deposited the decretal amount before the trial Court.

2. Stay is granted to the execution of impugned judgment. Civil application is disposed of.
3. The respondent No.1 is at liberty to ask for return of the amount, and it will be decided as per the merits.
4. The order be communicated to the counsel appearing for the parties, either on the e-mail address or on WhatsApp or by such other mode, as is permissible in law.

JUDGE