

Shailaja

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO.282 OF 2021
IN
FIRST APPEAL [STAMP] NO.96939 OF 2020

Royal Sundaram Alliance Insurance]
Company Limited through it's]
Manager] Applicant
Vs.

Prashant Prakash Rasal and others.] Respondents

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Mr. Nikhil Mehta i/b KMC Legal Venture, for Applicant.

None for the Respondents.

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CORAM : PRITHVIRAJ K. CHAVAN, J.

DATE : 18th FEBRUARY, 2021.

P.C.

1. This is an application seeking stay to the execution, implementation and operation of the Judgment and Award dated 18th December, 2019 passed by the learned Chairman, M.A.C.T, Ratnagiri in M.A.C.P No.61 of 2016.

2. Heard Mr. Mehta, learned Counsel for the applicant.

3. It is contended that impugned Judgment and Award is *ex-facie* illegal and perverse in the sense that once the Tribunal has

exonerated the appellant-original opponent No.4 which is insurer, it ought not to have saddled opponent No.4 with liability of compensation. Findings in the impugned award are self contradictory.

4. Learned Counsel for the applicant, on instructions, makes a statement that the applicant will deposit entire amount with accrued interest before M.A.C.T, Ratnagiri within four weeks.

5. In view of the statement made, there shall be ad-interim relief in terms of prayer clause (a).

6. If the applicant fails to deposit the amount as stated above, ad-interim relief shall stand vacated automatically, without further reference to the Court.

7. The application stands disposed of.

[PRITHVIRAJ K. CHAVAN, J.]