

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

CIVIL APPLICATION NO. 63 OF 2017

**IN
FIRST APPEAL NO. 616 OF 2021**

The Oriental Insurance Co. Ltd.

...Appellant

Versus

Rushikesh Ravindra Taral & Ors.

...Respondents

.....

Mr. Tejas Baviskar i/b Mr. Devendranath Joshi for the Appellant.

.....

CORAM : MADHAV J. JAMDAR, J.

DATE : 22nd DECEMBER, 2021

P.C. :

. Heard Mr. Tejas Baviskar, learned Counsel for the Appellant. Despite notice, none appears for the Respondents.

2. Mr. Tejas Baviskar, learned Counsel states that entire decretal amount is deposited in the trial Court. As the entire decretal amount is deposited in the trial Court, the execution of the judgment and award dated 3rd February, 2016 passed by the Motor Accident Claim Tribunal, Ratnagiri, in M.A.C.P. No. 35 of 2013 is stayed till disposal of the appeal.

3. The original claimants i.e. Respondents are entitled to withdraw 50% amount deposited in the Tribunal, on filing undertaking to this Court that, if

ultimately the appeal is allowed, the said amount along with interest would be deposited in this Court, as per the further orders passed by this Court.

(MADHAV J. JAMDAR, J.)