

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 9031 OF 2022
IN FIRST APPEAL NO.1361 OF 2014

NEW INDIA ASSURANCE COMPANY LTD THR ITS AUTHORIZED
SIGNATORY AURANGABAD
VERSUS
NAMDEO TUKARAM KALE AND OTHERS

...
Advocate for Applicant : Mr. M.R. Deshmukh
Advocate for Respondent Nos.2 to 5 : Mr. R.G. Hange
....

CORAM : S.G. DIGE, J.
DATE : 21st October, 2022

ORDER :

. Heard learned Counsel for applicant and learned Counsel for respondent Nos.2 to 5.

2. Learned Counsel for applicant submits that, applicant has preferred appeal against the impugned order of the Tribunal, Beed. Initially stay was granted by this Court but later on the said stay could not be continued. Now respondent Nos.2 to 5 have filed execution proceedings before the Tribunal, Beed and warrant of attachment issued against applicant. Today applicant is ready to deposit entire

amount along-with accrued interest thereon before the Tribunal, Beed. Hence, requested to stay the impugned order.

3. Learned Counsel for respondent Nos.2 to 5 submits that, appropriate orders may pass.

4. Considering the submissions of both the learned Counsel as well as applicant is ready to deposit entire amount along-with accrued interest thereon before the Tribunal, Beed. Hence, I pass the following order :-

ORDER

- (a) Civil Application is allowed.
- (b) The impugned order passed by the Tribunal is stayed till final disposal of the appeal.
- (c) Liberty to respondent Nos.2 to 5 to file withdrawal applications before this Court.

[S.G. DIGE, J.]