

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

**INTERIM APPLICATION NO.2964 OF 2022
IN
FIRST APPEAL NO.394 OF 2022**

New India Assurance Co. Ltd. ...Applicant

Versus

Walmik Tukaram Elinje and Ors. ...Respondents

...

Ms Jyoti Bajpae for the Applicant/Appellant.

Mr. Sachin Gite for the Respondents.

CORAM: SMT. ANUJA PRABHUDESSAI, J.

DATED : 7th OCTOBER, 2022.

P. C. :-

1. Learned counsel for the Applicant states that the entire compensation as per the impugned Judgment dated 12/08/2021 passed in Application (WCA) F No.76 of 2015 has been deposited before the Labour Court, Nashik.

2. In the light of the said statement, execution and implementation of the impugned judgment is stayed pending hearing of the appeal.

3. Respondent No.1-original Claimant is permitted to withdraw 50% of the compensation subject to an undertaking that

the amount will be refunded with interest in the event the Appellant succeeds in the appeal.

4. Application stands disposed of.

(SMT. ANUJA PRABHUDESSAI, J.)