

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

***CIVIL APPLICATION NO.4942 OF 2011
IN
FIRST APPEAL (ST) NO.27654 OF 2011
WITH
CIVIL APPLICATION (ST) NO.25821 OF 2013
WITH
CIVIL APPLICATION NO.4943 OF 2011***

Oriental Insurance Co. Ltd. ...Appellant
Vs
Namdeo Tatya Shahane and Ors. ...Respondents
...

Mr. S.S.Vidarthi for the Appellant/Applicant in all matters.

CORAM : SANDEEP K. SHINDE J.
DATE : FEBRUARY 17, 2022.

P.C. :

Civil Application No.4943 of 2011

This Court vide order dated 21st December, 2011 stayed the execution of the award subject to appellant/applicant, depositing the entire decretal amount with interest in the lower Court on or before 31st January, 2012. Additional District Judge-1 and Additional Sessions Judge, Malegaon informs this Court that appellant has deposited the amount on 15th March, 2012 and not on or before 31st

January, 2012. In that view of the matter, Additional Sessions Judge seeks clarification whether impugned award has been stayed or not. It is clarified that award has been stayed since appellant has deposited entire decretal amount.

Civil Application No.4942 of 2011

2 Appellant-Oriental Insurance Co. Ltd. seeks condonation of 36 days delay occurred in filing First Appeal.

3 For the reasons stated in the application, it is allowed and made absolute in terms of prayer clause (a).

4 Application is disposed of.

(SANDEEP K. SHINDE, J.)