

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (CAF) NO.946/2022

IN

FIRST APPEAL NO.194/2022

The Branch Manager, National Insurance Com. Ltd.

Vs.

Anjali Narhari Deshmukh and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri M.A. Kadu, Advocate for appellant
Shri A.R. Rishi, Advocate for respondents

CORAM : SMT. M.S. JAWALKAR, J.

DATED : 29/06/2022

The present application is filed for withdrawal of amount. The appellant deposited total decretal amount i.e. Rs.18,84,443/-.

For the reason stated in the application, application is allowed.

The respondent Nos.1 to 3 are permitted to withdraw 50% of amount deposited by the appellant on furnishing undertaking, to the effect that if appellant succeed in the matter, the respondent will refund amount as per order which would be passed in this appeal.

Registry is directed to disburse the amount in favour of respondent Nos.1 to 3.

The application is disposed of accordingly.

CIVIL APPLICATION (CAF) NO.362/2022

The present application is filed for grant of stay. In view of the fact, total decretal amount is deposited by the appellant in the Court, there is no impediment in staying execution and operation of the impugned judgment and award. Accordingly application is allowed.

The impugned judgment and award passed by the Member, Motor Accidents Claims Tribunal, Hinganghat, District Wardha in M.A.C.P. No.104/2017 is hereby stayed.

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By consent, matter is fixed for final hearing on **28/07/2022** at the admission stage.

JUDGE*R.S. Sahare*