

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

FIRST APPEAL NO.347 OF 2023

The New India Assurance Co. Ltd., through Chief Regional Manager, Nagpur
Vs.
Vithal s/o Dasiba Nindekar and others

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

Court's or Judge's orders

Mr. A. W. Paunikar, Advocate for appellant.
Mr. Kunal Mirache, Advocate h/f Mr. P. S. Mirache, Advocate for respondent Nos. 1
and 2.

CORAM : URMILA JOSHI-PHALKE, J.
DATED : 03/05/2023

1. The present appeal is preferred against the Judgment and Award passed by the Member, Motor Accident Claims Tribunal, Additional Court, Nagpur in Claim Petition No.35/2012.

2. **Admit.**

3. Learned Advocate Mr. Mirache waives notice for respondent Nos.1 and 2.

4. Call for record and proceedings.

5. Appellant to file paper book within ten weeks, after receipt of the record and proceedings.

Civil Application (CAF) No.1342/2023

1. By this application, the appellant is seeking stay to the effect, operation, execution and implementation of the impugned Judgment and Award passed by the Member, Motor Accident Claims Tribunal,

Additional Court, Nagpur in Claim Petition No.35/2012.

2. On depositing the entire amount of compensation along with the accrued interest within ten weeks, the effect, operation, execution and implementation of the impugned Judgment and Award passed by the Member, Motor Accident Claims Tribunal, Additional Court, Nagpur in Claim Petition No.35/2012 is stayed till final disposal of the appeal.

3. On failure to deposit the amount within above said period, the stay granted will be vacated automatically without further reference to the Court.

4. Civil Application is disposed of.

(URMILA JOSHI-PHALKE, J.)

Sarkate