

ANANT
KRISHNA
NAIK

Digitally signed
by ANANT
KRISHNA
NAIK
Date:
2024.08.19
13:12:56
+0530

64.IA.355.2024-Stay.doc

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 355 OF 2024
IN
FIRST APPEAL (STAMP) NO. 639 OF 2024

Chola MS General Insurance Co. Ltd.

...Applicant

Versus

Tarabai Dyandev Khot Through
POA Suresh Jagannath Khot And Ors.

...Respondents

Mr. Sarthak S. Diwan for the Applicant.
None for the Respondents.

CORAM : M. M. SATHAYE, J.

DATED : 16 AUGUST 2024

P.C.:

1. Heard learned Counsel for the Applicant – Insurance Company. None for the Respondent No. 1/Original Claimant though served.
2. This Application is for interim stay to the impugned Judgment and Award passed by Motor Accident Claims Tribunal (M.A.C.T.), Kolhapur. Office note shows that Applicant – Insurance Company has deposited the amount in the Tribunal.
3. In that view of the matter, the Interim Application is allowed in terms of prayer clause (b), which reads thus:

“(b). That pending hearing and final disposal of the present First Appeal, the effect, operation,

implementation and execution of the impugned judgment and award dated 10.04.2023 passed by extra Joint District Judge & Additional Sessions Judge as Member M.A.C.T. Kolhapur and disbursal of amount there under, be kindly stayed.”

4. The statutory amount deposited in this Court by the Applicant – Insurance Company be transferred to M.A.C.T., Kolhapur for appropriate adjustment. Needless to mention that the Claimants are at liberty to file application for withdrawal of the amount, which will be decided on its own merits.
5. The Interim Application is disposed of.

(M. M. SATHAYE, J.)