

Gujarat High Court

New vs Heirs on 12 July, 2010

Author: Ravi R.Tripathi,&Nbsp

Gujarat High Court Case Information System

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CA/5060/2010 2/ 2 ORDER

IN
THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL
APPLICATION - FOR STAY No. 5060 of 2010

In

FIRST
APPEAL No. 1261 of 2010

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NEW
INDIA ASSURANCE CO.LTD - Petitioner(s)

Versus

HEIRS
& LEGAL REPRESENTATIVE OF MINOR DECEASED HARESH NANJIBHAI DEVDA & 2 -
Respondent(s)

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Appearance
:
MR
GC MAZMUDAR for Petitioner(s) : 1, MR HG MAZMUDAR for Petitioner(s) :
1,
None for Respondent(s) : 1 -
3.

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CORAM

:

HONOURABLE

MR.JUSTICE RAVI R.TRIPATHI

Date

: 12/07/2010

ORAL

ORDER

The application is filed seeking stay of the judgement and award. Stay is granted on condition that the appellant-company shall deposit the entire amount of the award on or before 15th July 2010.

On such amount being deposited the Tribunal shall invest the same in a Cumulative Fixed Deposit Account with a Nationalized Bank in the name of respondent /claimants initially for a period of three years with periodical renewals till the appeal is finally decided by this Court. Even though the amount is deposited in the name of the respondent/ claimants, the Fixed Deposit Receipt shall remain with the Nazir of the Claims Tribunal for the aforesaid period. The Tribunal is directed to pay the accrued interest every quarter, on necessary verification, to the parents of the deceased.

2. In the event the opponents are aggrieved by the aforesaid order, they can approach this Court within six weeks from the date of their acquiring knowledge of this order. The Civil Application is disposed of.

(RAVI R. TRIPATHI, J.) karim Top