

Civil Appeal Diary No(s). 14959/2016
UNITED INDIA INSURANCE CO. LTD. AND ANR.
VERSUS

Appellant(s)

BALAMURUGAN AUTOMOBILES

Respondent(s)

(With appln. (s) for condonation of delay in filing appeal. and office report)

Date : 01/07/2016 This appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE MADAN B. LOKUR

HON'BLE MR. JUSTICE R.K. AGRAWAL

For Appellant(s) Mr. A.K. De, Adv.

Mr. Debasis Misra, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following

O R D E R

Delay condoned.

Issue notice.

Stay of the proceedings before the National Commission would not only result in procrastination but also cause prejudice to the complainant. The proper course is to permit the appellants to file a response.

We accordingly permit the appellants to file its reply before the National Commission within two weeks from today subject to payment of Rs.50,000/- as costs to be paid to the respondent. The Commission can upon deposit of costs proceed with the trial of the complainant on merits. The pendency of present proceedings shall not be an impediment for the Commission to do so. This however is

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subject to the condition that complainant is ready and willing to take the proceedings forward on the conditions aforementioned. In case the complainant has any objection to the continuance of the proceedings before the Commission they shall be free to seek stay of such proceedings pending disposal of this appeal in which event the proceedings shall remain stayed till disposal of the present appeal.

Tag with C.A. Nos. 1083-1084 of 2016

(Meenakshi Kohli)

(Jaswinder Kaur)

Court Master

Court Master

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