

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 12788 OF 2014
IN
FIRST APPEAL NO. 278 OF 2015
(Malabai Hemsing Chavan and another Vs. New
India Assurance Co. Ltd., Aurangabad and
another)

Mr. Amol N. Kakade, Advocate for the applicants
Mr. M.S. Kulkarni, Advocate for respondent No.1

CORAM : M.T. JOSHI, J.
DATE : 02/02/2015

ORAL ORDER :

1. Heard both sides.
2. Considering the challenge in the present first appeal, the present application is partly allowed.
3. The applicants are allowed to withdraw an amount of Rs. 5,00,000/- (rupees five lacs) with proportionate interest thereon, out of the amount deposited by the respondent No.1 in this Court, upon executing an undertaking that in case any order adverse to their interest is passed by this Court in future, they would refund the amount now allowed to be withdrawn

within a period of four months from the date of such order.

. Accordingly, the present application stands disposed of.

[M.T. JOSHI]
JUDGE

npj/ca12788-14