

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO. 941 OF 2015
IN
FIRST APPEAL NO. 931 OF 2014**

Somnath s/o Vishwanath Giri
& another

.. APPLICANTS

VERSUS

TATA AIG General Insurance co. Ltd.
& another

.. RESPONDENTS

Mr. S.V. Mundhe, advocate for applicants.
Mr. S.G. Chapalgaonkar, advocate for respondent no. 1.

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**CORAM : R.M. BORDE &
P. R. BORA, JJ.**

DATE : 23rd JANUARY, 2015.

PER COURT :

1. Insurance company - appellant herein has deposited sum of Rs. 11,30,431/- in this Court. Claimants 1 and 2 / applicants herein shall be permitted to withdraw 50% of the amount out of the amount deposited by insurance company in this Court on furnishing an undertaking in this Court to the effect that in the event of success of appeal, they would re-deposit the amount within a period of twelve weeks from such decision. Balance amount shall be kept in fixed deposit initially for a period of three years and the fixed deposit receipt shall be renewed thereafter for a period until disposal of appeal. Civil application stands disposed of.

**(P. R. BORA)
JUDGE**

dyb

**(R. M. BORDE)
JUDGE**