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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**BENCH AT AURANGABAD**

**CIVIL APPLICATION NO.1950/2015**

**IN**

**FIRST APPEAL ST.NO.1105/2013**

Smt.Sunita Maruti Tathe &  
four others.

...Applicants..

**Versus**

The New India Assurance Company Ltd.  
& another.

...Respondents...

.....

Shri A.T. Kanawade, Advocate for applicants.  
Shri M.M. Ambhore, Advocate for respondent no.1.  
Shri Amol Gandhi, Advocate for respondent no.7 in First  
Appeal.

.....

**CORAM: M.T. JOSHI, J.**

**DATE: 10.02.2015**

**ORDER :**

- 1] Heard both the sides.
- 2] Production is allowed.
- 3] Considering the challenge in the present appeal,  
the applicants are allowed to withdraw 50% of the amount  
with up-to-date interest upon execution of undertaking  
that in case any order adverse to their interest is

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passed in future by this Court, they would refund the amount within a period of four months from the date of such order. Civil application is disposed of accordingly.

**(M.T. JOSHI, J.)**