

Vidya Amin

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 2267 OF 2015
IN
FIRST APPEAL (ST.) NO. 5233 OF 2015

Pankaj Vishnu Dagade ... Applicant

Vs.

The Branch Manager
New India Insurance Co. Ltd. ... Respondent

Mr. Ajay A. Joshi, Advocate for the applicant.

Mr. H.G. Misar, Advocate for the respondent.

CORAM: **MRS.MRIDULA BHATKAR, J.**

DATE: **9th December, 2015**

P.C.:

This Application is moved by the applicant for withdrawal of the amount deposited by the insurance company in Motor Accident Claims Tribunal, Sangli.

2. The insurance company has filed the Appeal challenging the judgment and award dated 16th September, 2014 passed by the learned Member, Motor Accident Claims Tribunal, Sangli in M.A.C.P. No. 270 of 2001. The insurance company has deposited an amount of Rs.65,203/-.

3. The learned counsel for applicant has submitted that applicant has lost his father in the accident, therefore, the family has suffered great financial loss and they do not have good financial background.

3. The learned counsel for the insurance company opposed the Application.
4. It is an injury claim. Considering the submissions of learned counsel for the applicant, the applicant is allowed to withdraw Rs.32,600/- by giving an undertaking to the satisfaction of the Tribunal. The remaining amount is to be invested in the fixed deposit in any nationalized bank.
5. Civil Application is disposed of.

(MRIDULA BHATKAR, J.)