

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.3979 OF 2015
IN
FIRST APPEAL NO.1443 OF 2014

Milan Shashikant Lanjekar

... Applicant

Vs.

New India Assurance Co. Ltd. & anr.

... Respondents

Ms.S.R. Dalvi for applicant

Mr.Ramesh Cheulkar for the Respondent No.1

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

DATE: **4th DECEMBER, 2015**

P.C.:

1. This civil application is filed by the wife of the deceased for withdrawal of the amount deposited by the appellant insurance company. This is a fatal accident. The learned Counsel for the applicant has submitted that till today, no amount is received by the applicant and she has incurred expenses. She further submitted that the applicant is a widow and she has a minor daughter and they have no source of income.

2. Heard.

3. In view of the above, the applicant is allowed to withdraw a sum of Rs.8 lakhs out of the total deposited amount of Rs.16,62,872/- on a usual

undertaking to be furnished by the applicant. Balance amount shall be invested in a fixed deposit of any nationalised bank.

4. Civil Application is disposed of accordingly.
5. List the First Appeal on Board for admission after eight weeks.

(MRIDULA BHATKAR, J.)