

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
APPELLATE SIDE
NAGPUR BENCH, NAGPUR

CIVIL APPLICATION (CAF) NO. 1757 OF 2013
IN
FIRST APPEAL NO. 1222 OF 2012

United India Insurance Co. Nagpur Vs. Ulhas Harsing Rathod & Ano.

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Office Notes, Office Memoranda of Coram,
appearances, Court orders or directions
and Registrar's orders
.....

Court's or Judge's Order

Shri D. N. Kukday Adv for applicant.
Shri B. D. Vora Adv for respondent no.1.

CORAM: A. S. CHANDURKAR J.

DATED: 22 APRIL, 2015.

Prayer is to permit the claimant to withdraw 50% of the amount of compensation deposited by the appellant. It is stated that the claimant has suffered disability to the extent of 35% on account of said accident.

The application is opposed by learned counsel for the appellant on the ground that the claim as made was under Section 163-A of the Motor Vehicles Act and the claimant himself was the driver.

Considering permission which is granted in other connected appeals the respondent no.1 is permitted to withdraw the sum of Rs. 75,000/-. Balance amount is directed to be placed in fixed deposit initially for a period of three years and to be renewed thereafter. Civil application is allowed in aforesaid terms and disposed of.

JUDGE

svk