

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

FIRST APPEAL No. 213 of 2015

(National Insurance Co. Ltd. Through its Divisional Manager, Mount Rd. Extn., Sadar, Nagpur
Vs. Smt. Gita wd/o Ashok Rane and ors.)

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

Court's or Judge's Order

.....
Shri S. N. Dhanagare, Advocate for appellant
Shri V. V. Asole, Advocate for respondent nos. 2 to 5

CORAM: A. S. CHANDURKAR J.

DATED: 7-4-2015.

Heard.

Admit.

Call for R & P.

Shri Asole, learned counsel waives
notice for the respondent nos. 2 to 5.

Civil Application (CAO) No. 1263/2014

Prayer is to permit the respondent
nos. 2 to 5 to withdraw the amount of
compensation deposited by the appellant. It is
stated that said respondents are facing
hardship on account of death of their father in
the accident.

The application is opposed by the learned counsel for the appellant on the ground that higher amount of compensation has been granted.

Considering the findings recorded by the Claims Tribunal, respondent nos. 2 to 5 are permitted to withdraw 50% of the amount deposited by the appellant subject to furnishing undertaking that in case the appeal is allowed, said amount shall be repaid with interest at such rate the Court may direct.

The civil application is disposed of.

JUDGE

wasnik