

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

(1)

CA NO.7248/2016

**935 CIVIL APPLICATION NO. 7248 OF 2016
IN FA/2283/2015 WITH CA/11189/2015 IN
FA/2283/2015**

SHANTABAI NAVNATH JADHAV AND OTHERS
VERSUS
UNITED INDIA ASSURANCE CO. LTD. THR ITS DIV.
MANAGER AND ANR

...
Advocate for Applicants : Smt.Dharurkar Vinaya (Muley)
Mr.S S Rathi, Adv., for R/1

...
CORAM : P.R. BORA, J.
Dated: July 22, 2016

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PER COURT :-

1. Heard learned Counsel for the applicants and learned Counsel appearing for the appellant Insurance Company. I do not see any reason for permitting withdrawal of the amount which has been directed to be invested in the Fixed Deposit Receipt in the name of minors. In so far as applicant nos. 1 and 5 are concerned, they are permitted to withdraw the amount in terms of the award passed by the Tribunal on submitting an undertaking that in the event if any adverse order is passed or the appeal filed by the Insurance Company is allowed, they will re-deposit the amount after passing of such order. Civil Application (No.7248/2016) for withdrawal of amount stands disposed of accordingly.

AGP/-

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
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(2)

CA NO.7248/2016

2. Learned Counsel for the appellant submits that the connected appeal No.2284/2015 is already admitted by this Court. Hence, present appeal is **admitted**. Learned Counsel for respondent waives service.

3. In view of the fact that the entire amount has been deposited, as has been directed by this Court while passing order on 8th September, 2015 in CA No.11189/2015, the interim order stands confirmed. C.A.No.11189/2015 stands disposed of.

(P.R. BORA, J.)

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