

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

989 CIVIL APPLICATION NO.10546 OF 2016
IN FAST/15016/2015

BHEEMASHANKAR BALAJI JAMGE
VERSUS
THE NEW INDIA ASSURANCE CO. LTD. AND ORS

...
Advocate for Applicant : Mr. Katneshwarkar S.P.
Mr.AG. Kanade, Adv. For R/1

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CORAM : P.R. BORA, J.
Dated: July 29, 2016

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PER COURT :-

- 1) Heard learned Counsel for the applicant and learned counsel appearing for Respondent/Insurance Company.
- 2) Considering the contentions raised in the application for withdrawal of amount and the objections raised by the Insurance company in the memo of appeal in exception to the Award, I deem it appropriate to pass the following order, -

ORDER

- i) The applicant is permitted to withdraw 50% of the amount deposited by the Insurance Company in this court on submitting an undertaking that in the event any adverse order is passed against him in the appeal, he will re-deposit the amount within four months of passing such order;
- ii) Balance 50% amount be invested in a Fixed

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Deposit Receipts in any Nationalized Bank, initially for a period of three years and to be renewed if so required till disposal of the appeal.

iii) The Civil Application for withdrawal of the amount is partly allowed and disposed of.

(P.R. BORA, J.)

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