

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 16312 OF 2015  
IN FAST/3187/2013

KUSUM SUBHASH NISHAD AND ORS  
VERSUS  
THE UNITED INDIA INSURANCE CO. LTD. AND OTHERS

...  
Advocate for Applicants : Mr. P. C. Mayure h/f Mr. Kazi S. S.  
Advocate for Respondent No.1 : Mr. M.R. Deshmukh h/f S.G.  
Chapalgaonkar  
.....

**CORAM : V. K. JADHAV, J.**  
**DATED : 14<sup>th</sup> MARCH, 2016**

**PER COURT:-**

1. Heard both sides.
2. Learned counsel for the applicant submits that during pendency of this appeal, respondent No.3-original claimant No.3 viz. Akash Subhash Nishad has attained the age of majority. This court by order dated 28.3.2014 allowed the applicant No.1 Kusum to withdraw an amount of Rs.1,00,000/- and applicant No.2 Suraj to withdraw an amount of Rs.1,32,000/- out of the amount deposited in this court on execution of undertaking.
3. It appears that applicant No.3 Akash Subhash Nishad has attained age of majority during pendency of appeal and he is presently taking education in science faculty. Thus, considering the

same, applicant No.3 Akash Subhash Nishad is permitted to withdraw an amount of Rs.2,00,000/- (Rupees Two lacs only) out of the amount deposited in this Court, on execution of undertaking that in case any adverse order is passed against him in the appeal, he shall refund the amount so withdrawn, within a period of eight (08) weeks from the date of such order.

4. Civil application is disposed of.

**( V. K. JADHAV, J.)**

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