

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

CIVIL APPLICATION NO.1002 OF 2016

IN

FIRST APPEAL NO.1038 OF 2016

The New India Assurance Co. Ltd.

.. Applicant/Appellant

Versus

Smt. Chhaya Mahesh Gophane and others

.. Respondents

Mr. Himanshu Takke i/by Mr. M. V. More for the Applicant/Appellant.

Mr. Y. P. Narvankar for the Respondents.

CORAM : R.M. SAVANT, J.

DATE : 29th JUNE 2016

PC.

1. The above Civil Application has been filed for interim stay pending the above First Appeal. The Applicant/Appellant has deposited the entire decretal amount in the Executing Court. In view thereof, the Civil Application is allowed and made absolute in terms of prayer clause (a). The Civil Application is accordingly disposed of. The Respondent No.2 would be at liberty to file an application for withdrawal of the amount. The said application would be tried on its own merits.

[R.M. SAVANT, J]