

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

Amk

CIVIL APPLICATION NO. 3036 OF 2016
IN
FIRST APPEAL NO. 127 OF 2016

Smt. Durga Dattatraya Gawde & Ors. .. Applicants

In the matter between

Maharashtra State Road Transport Corpn. Ltd. .. Appellant

Vs.

Smt. Durga Dattatraya Gawde & Ors. .. Respondents

AND
FRIST APPEAL NO. 127 OF 2016

Maharashtra State Road Transport Corpn. Ltd. .. Appellant

Vs.

Smt. Durga Dattatraya Gawde & Ors. .. Respondents

Mr. Y. P. Narvankar for the Applicants.

Mr. Y. P. Deshmukh for the Appellant.

CORAM : DR. SHALINI PHANSALKAR-JOSHI, J.

DATE : 26th AUGUST, 2016.

P. C. :

1. This is an application for withdrawal of the amount of compensation deposited in the Tribunal. The applicants are the original claimants. Applicant Nos.2 & 3 are minor daughters and for their education purpose, it is submitted that the applicants require some money.

2. Considering the needs of the applicants and the fact that the amount of Rs.25,68,200/- only is already deposited in the Tribunal, the

applicants are permitted to withdraw 50% of the said amount without furnishing security, but on furnishing usual undertaking. In view of the submission made by the learned counsel for the respondent that, as the amount is sought to be withdrawn by the applicants for the purpose of education of minor children, the applicants are directed to produce some documents to show that the amount is actually used for the benefit of minor children's education. Applicants to file these documents along with affidavit within four weeks after withdrawal of the amount.

3. The Civil Application is disposed of accordingly.
4. The First Appeal is adjourned to 26.09.2016.

[DR. SHALINI PHANSALKAR-JOSHI, J.]