

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.460 OF 2016
IN
FIRST APPEAL NO.929 OF 2015

Smt.Sharda Jaisingh Rathod & anr .. Applicants

IN THE MATTER BETWEEN:

New India Assurance Co. Ltd. ... Appellant

Vs.

Jaya Vishnu Rathod & Ors. ... Respondents

Ms.Varsha Chavan Applicant
Mr.D.S. Joshi for the Appellant / Insurance Company

CORAM: **MRS.MRIDULA BHATKAR, J.**

DATE: **5th FEBRUARY, 2016**

P.C.:

1. Not on Board. Upon mentioning, taken on Board.
2. This application is moved by the applicants - mother and the brother of the deceased. As per the submissions of the learned Counsel for the Insurance Company, the amount of Rs.14,43,553/- is deposited. The apportionment is carved out by the Tribunal.
3. In view of the submissions and the order passed by the learned Member, Motor Accident Claims Tribunal, the applicant No.1 / mother of the deceased is allowed to withdraw Rs.3 lakhs and the applicant No.2 /

brother of the deceased is allowed to withdraw Rs.25,000/-, on both furnishing usual undertaking to the satisfaction of the Registrar, Motor Accident Claims Tribunal.

4. Civil Application is disposed of accordingly.

(MRIDULA BHATKAR, J.)