

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

CIVIL APPLICATION NO. 442 OF 2017
IN FA/3229/2015

ARCHANA RAJENDRA @ DAGADU GAWADE AND OTHERS
VERSUS
THE NEW INDIA ASSURANCE COMPANY LTD. THR ITS AUTHORIZED
OFFICIAL AND DIVISIONAL M

...
Advocate for Applicants : Shri Shaikh Mazhar A. Jahagirdar.
Advocate for Respondents : Shri A. N. Usmanpurkar for R/1.
...

CORAM: V.K. JADHAV, J.

DATE :- 07th April, 2017.

Per Court:

1 Heard both the sides.

2 The learned counsel for the Applicants submits that the Respondent/ Insurer has challenged the judgment and award passed by the Tribunal only on the point of negligence and quantum of compensation.

3 The learned counsel for the Respondent/ Insurer has also not disputed the same.

4 In view of the above and for the fact that the bread winner of the family met with an accidental death and the Applicants were entirely dependent on his income, the Applicants are permitted to withdraw 50%

of the amount deposited in this Court, on furnishing an undertaking to the satisfaction of the Registrar (Judicial) of this Court.

5 The Civil Application is, accordingly, disposed of.

(V.K. JADHAV, J.)