

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

29 CIVIL APPLICATION NO. 5050 OF 2017
IN FAST/20086/2016 WITH CA/9381/2016 IN
FAST/20086/2016

APARNA @ ANTKARNA DHANAJI @ DHANANJAY DHULSHETTE AND
ORS

VERSUS

THE NEW ASSURANCE COMPANY LTD THR ITS AUTHORIZED
SIGNATORY AND ANR

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Advocate for Applicants : Mr.Mundhe Sanjay V.

Mr, M M Ambhore For R/1

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CORAM : P.R. BORA, J.

Dated: July 17, 2017

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PER COURT :-

1) Heard learned Counsel for the applicants and learned Counsel for Respondent - Insurance company.

2) Having regard to the grounds of objections raised in the memo of appeal in exception to the impugned judgment and award and considering the averments in the application for withdrawal of the amount, I deem it appropriate to pass the following order, -

BDV

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ORDER

- i) The applicants are permitted to withdraw 70% of the amount deposited in the Court by the appellant/insurance company; on submitting an undertaking to the satisfaction of Registrar (Judicial) of this court;
- ii) Balance 30% amount be invested in any Nationalized Bank, initially for a period of two years and if so required for further period till disposal of the appeal.
- iii) Civil Application stands disposed of.

(P.R. BORA, J.)
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