

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

942 CIVIL APPLICATION NO. 7827 OF 2017
IN FA/796/2017

MUKTABAI GOVIND MOHITE AND ORS
VERSUS
BAJAJ ALLIANZ GENERAL INSURANCE CO. LTD. THR ITS
BRANCH MANAGER, AURANGABAD AND A

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Advocate for Applicants : Mr Mukhedkar Amit A.
Advocate for Respondents :S. G. Chapalgoankar For R/1

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CORAM : V.K. JADHAV, J.
Dated: June 16, 2017

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PER COURT :-

1. Heard both sides.
2. The learned Counsel for the respondent/Insurer has strongly resisted the application on the ground that the respondent/Insurer has succeeded in proving its defence that the driver of vehicle involved in the accident was not holding valid and effective driving licence. However, the third party met with an accidental death and, his dependents approached the Court for grant of compensation.
3. In view of the same and for the reasons stated in the application, applicants are permitted to withdraw an amount of Rs.5,00,000/- (Rs. Five lacs), on furnishing an undertaking to the satisfaction of the Registrar (Judicial) of this Court.
4. Civil Application is accordingly disposed of.

(V.K. JADHAV, J.)

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