

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

CIVIL APPLICATION NO. 14414 OF 2017
IN FAST/6950/2017 WITH CA/5882/2017 IN
FAST/6950/2017

PRAKASH BALAJI GAJBHARE
VERSUS
RELIANCE GENERAL INSURANCE COMPANY, THR ITS
MANAGER, AURANGABAD AND ANR

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Advocate for Applicant : Mr. R.M.Jade, adv. h/f
Mr. Suryawanshi Govind G.
Advocate for Respondent no.1 : Mr. R. H. Dahat

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CORAM : K.L.WADANE, J.
DATED : 6th December, 2017

O R D E R :

This is an application for withdrawal of the amount of compensation deposited by the insurance company – respondent no.1 in this Court.

2. According to the applicant, the applicant sustained ten per cent permanent disability in the motor vehicle accident and the amount of compensation granted by the learned Tribunal is just and proper. Therefore, the amount deposited by the insurance company can be paid to the applicant.

3. Learned counsel appearing for the insurance company has opposed the withdrawal of the amount of compensation.

4. I have gone through the reasons recorded by the learned Tribunal while awarding the amount of compensation.

5. In view of above, the amount deposited by the insurance company can be permitted to be withdrawn by the applicant, on an undertaking that in case adverse orders are passed against him in the appeal, then he will re-deposit the said amount in this court within a period of 12 weeks from the date of the order passed by this Court in appeal.

6. Hence, in view of above, the applicant is permitted to withdraw entire amount of compensation together with interest deposited in this Court by respondent no.1.

7. Civil Application is disposed of.

(K.L.WADANE, J.)

dbm