

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD
65 CIVIL APPLICATION NO. 12674 OF 2017
IN FA/1374/2017

USHABAI BHANUDAS PATIL AND ORS
VERSUS
THE BAJAJ ALLIANZ GENERAL INSURANCE CO. LTD, THR ITS
AUTHORIZED OFFICIAL, PUNE AN

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Advocate for Applicants : Mr. Bhokarikar Madhav M
Advocate for Respondent No.1: Mr.S. G. Chapalgoankar

CORAM : K. L. WADANE, J.

DATE : 9th October, 2017

ORDER:

1. Heard learned counsel for the applicants as well as learned counsel for the respondent Insurance company.
2. This is an application filed by the applicants claimants for withdrawal of the amount of compensation deposited by the insurance company in this Court.
3. The learned counsel appearing for the respondent insurance company has opposed the application on the ground that the offence was registered against the driver who was not holding driving licence. At present, the award is in favour of the applicants/claimants.
4. In view of the above, I am of the opinion that

at least 50% of the amount deposited in the court can be permitted to withdrawn.

5. The applicants are allowed to withdraw 50% of the amount deposited in this Court together with proportionate interest accrued thereon.

6. Civil Application disposed of.

(K. L. WADANE, J.)

JPC