

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

CIVIL APPLICATION NO. 15948 OF 2016
IN FAST/15441/2016 WITH CA/6719/2016 IN FAST/15441/2016

ANITAKAUR DILIPSINGH THAKARAL
VERSUS
THE NEW INDIA ASSURANCE CO. LTD. AND ANR

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Advocate for Applicant : Shri Kanawade Ajay T. and Shri Shardul S. Dev.
Advocate for Respondents : Shri S.G. Chapalgaonkar for R/1.

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CORAM: V.K. JADHAV, J.

DATE :- 21st April, 2017

Per Court:

1 The learned counsel for the Applicant submits that the Applicant at present suffering from paraplegic on account of the injuries sustained in the accident and the Applicant has incurred huge medical expenses to the tune of Rs.17 lac.

2 The learned counsel for the Respondent/ Insurer strongly resisted the application on the ground that even though the Tribunal has considered the income of the Applicant from the business, further considered her services to the family members as housewife and added Rs.6,000/- per month with addition of future prospectus.

3 In view of the above submissions and for the reasons stated in the Civil Application, the Applicant/ original Claimant is hereby

permitted to withdraw Rs.40 lac out of the amount deposited in this Court, on furnishing an undertaking to the satisfaction of the Registrar (Judicial) of this Court. The Civil Application for withdrawal of amount is, accordingly, disposed of.

(V.K. JADHAV, J.)