

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.4543 OF 2016
IN
FIRST APPEAL st. NO.31785 OF 2013**

Shri Ramkrishna Chintaman Kane & anr. ... Applicants

IN THE MATTER OF:

Reliance General Insurance Co. Ltd. & anr. ... Appellants

Vs.

Shri Ramkrishna Chintaman Kane & anr. ... Respondents

Ms.Rina Kundu for the Applicants

Ms.Varsha Chavan for appellant – Insurance Company

**CORAM: Mrs.MRIDULA BHATKAR, J.
DATED: SEPTEMBER 19, 2017**

P.C. :

1. Upon urgent mentioning, taken on Production Board.
2. This application is moved by the applicants / original claimants for withdrawal of the amount of compensation of Rs.16,28,304/-, deposited by the Insurance Company.
3. Learned Counsel for the appellant/insurance company while opposing the application submits that the insurance company has a good case on the point of quantum and breach of policy.

4. Heard. For the reasons stated in the Civil Application, the applicants/original claimants are allowed to withdraw an amount of Rs.4 lakhs (Rupees Four lakhs only) each upon furnishing usual undertaking before the Registrar, Motor Accident Claims Tribunal, Thane.

5. Civil Application stands disposed of accordingly.

(MRIDULA BHATKAR, J.)