

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

**CIVIL APPLICATION NO.143 OF 2016
IN
FIRST APPEAL st. NO.26192 OF 2015**

Shri Hariram Sahebodin Yadav ... Applicant

IN THE MATTER OF

The New India Assurance Co. Ltd. & anr. ... Appellant

Vs.

Shri Hariram Sahebodin Yadav & anr. ... Respondents

Ms.Rina Kundu for the Applicant

Mr.D.S. Joshi, for Appellant in FAs/26192/2015

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

P.C. :

1. This application is moved by the applicant / original claimant for withdrawal of the amount of compensation of Rs.7,96,932/-, deposited with the learned Commissioner for Workmen's Compensation, Thane.

2. The learned Counsel for the applicant submits that the applicant has suffered pelvic fracture and has spent a lot of money for medical treatment. Learned Counsel for the appellant/insurance company while opposing the application submits that the insurance company has a good case.

3. For the reasons stated in the Civil Application, the applicant/original claimant is allowed to withdraw an amount of Rs.6 lakhs (Rupees Six lakhs only) upon furnishing usual undertaking before the concerned learned Commissioner for Workmen's Compensation.

4. Civil Application stands disposed of accordingly.

(MRIDULA BHATKAR, J.)