

IN THE HIGH COURT OF JUDICATURE AT BOMBAY:
NAGPUR BENCH : NAGPUR
Misc. Civil Application [CAF] No. 611 of 2017
IN
First Appeal No. 114 of 2017
[The New India Assurance Co. Ltd. Vs. Sulkshana Satyanarayan
Kondamwar & others]

Office Notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's orders

Mr. P.M. Giratkar, Adv., for applicants – respondent nos. 1 to 4.
Mr. Uke, Adv., for appellant.

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CORAM : A. S. CHANDURKAR, J.

DATE : 20th February, 2017

The claimants seek permission to withdraw the amount of compensation.

In the application, it has been stated that the respondent nos. 2 and 3 are taking education and hence are in need of financial assistance.

The application is opposed by the learned counsel for the appellant on the ground that the amount granted towards future prospects has been determined in an erroneous manner.

Perused the impugned judgment. The claimants are permitted to withdraw an amount of Rs.18,00,000-00 [rupees eighteen lakhs only] on filing an undertaking

that in case the appeal is allowed, the said amount shall be repaid with interest at such rate the Court may direct. Further amount of Rs.7,00,000-00 [rupees seven lakhs only] is permitted to be withdrawn on furnishing solvent surety to the satisfaction of the Registrar [Judicial].

Civil Application is disposed of.

Judge

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