

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CIVIL APPLICATION (CAF) NO.2524 OF 2017
IN
FIRST APPEAL NO.444 OF 2016

Bharti AXA General Insurance Co. Ltd.

-vs-

Alka wd/o Rajesh Pillewar and ors.

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

Court's or Judge's Orders.

Shri R. D. Bhuibhar, Advocate for appellant.
Shri G. D. Asole, Advocate for respondent Nos.1 to
3/applicants.

CORAM : Dr S.S.Phansalkar-Joshi, J.

DATE : June 16, 2017

The claimants have sought permission to withdraw the amount of compensation deposited by the appellant with accrued interest.

It is submitted that respondent No.1-claimant is a house wife and respondent No.2 is pursuing her education whereas respondent No.3 is of old age suffering from other diseases. Hence for the reasons stated in the application, the claimants are permitted to withdraw 50% amount of compensation subject to filing an undertaking that in case the appeal is allowed, said amount shall be repaid with interest at such rate the Court may direct. Remaining 50% amount of compensation is permitted to be withdrawn on furnishing solvent surety/security to the satisfaction of the Registrar (Judicial).

Civil application is allowed and disposed of.

F.A. No.444 of 2016

Heard.

Admit.

Call for record and proceeding.

Shri G. D. Asole, learned counsel waives notice on behalf respondent Nos.1 to 3.

Appellant to file private paper-book within six months from receipt of the record and proceedings.

JUDGE