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

**CIVIL APPLICATION NO. 3256 OF 2018**  
**IN**  
**FIRST APPEAL NO.3783 OF 2017**

Bapurao Tondaji Kajbe

APPLICANT

VERSUS

United India Insurance Co. Ltd., and Another

RESPONDENTS

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Mr. Pramod C. Mayure, Advocate for applicant

Ms. Sayali S. Tekale h/f Mr. S. G. Chapalgaonkar, Advocate for  
respondent No.1

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**[CORAM : SUNIL P. DESHMUKH, J.]****DATE : 16<sup>th</sup> MARCH, 2018****ORDER :**

1. Heard learned advocates for the parties.
2. Accident had taken place in 2013. The applicant was injured in the accident. The applicant is facing difficulties. The applicant submits that she is in dire need of money for day to day expenses.
3. Learned advocate for the respondent - appellant submits that the applicant may not be entitled for the compensation awarded by the tribunal and as such, opposes the request being

made under the civil application seeking withdrawal of the amount deposited in this court.

4. Having regard to facts and circumstances and looking at that as on the date decision of the tribunal is in favour of the applicant and his concerns and need expressed by him do not appear to be unwarranted, it would be expedient to allow the applicant to withdraw 75% of the amount deposited along with interest accrued thereon. Fifty percent of the amount deposited be withdrawn on furnishing an undertaking to the effect that in case the appeal is decided against the interest of the applicant, he would deposit the amount so withdrawn within a period of six months from the date of such decision. Twenty five percent of the amount deposited shall be allowed to be withdrawn on furnishing solvent security to the satisfaction of the Registrar (Judicial).

5. Civil application stands disposed of.

**[SUNIL P. DESHMUKH, J.]**