

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD
CIVIL APPLICATION NO.9060 OF 2017 IN
FIRST APPEAL ST.NO.20481 OF 2017

The New India Assurance Co.Ltd.

Applicant

Versus

Suhas Shankar More & another

Respondents

Mr.A.B.Gatne, advocate for the applicant

Mr.A.C.Darandale, advocate for Respondent No.1.

Mr.N.B.Narwade, advocate for Respondent No.2.

CORAM : M.S.SONAK, J.

DATE : 05th February, 2018.

P.C. :

Heard learned Counsel for the parties.

Delay of 09 days in instituting the appeal is condoned,
since, sufficient cause has been shown.

Civil Application is disposed of.

**M.S.SONAK
JUDGE**

adb

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD
FIRST APPEAL ST.NO.20481 OF 2017

The New India Assurance Co.Ltd.

Appellant

Versus

Suhas Shankar More & another

Respondents

Mr.A.B.Gatne, advocate for the appellant

Mr.A.C.Darandale, advocate for Respondent No.1.

Mr.N.B.Narwade, advocate for Respondent No.2.

CORAM : M.S.SONAK, J.

DATE : 05th February, 2018.

P.C. :

Heard.

Admit. Expedite.

Call for Record & Proceedings.

Learned Counsel for respective respondents waive
service of notice.

**M.S.SONAK
JUDGE**

adb

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD
CIVIL APPLICATION NO.1457 OF 2018 IN
FIRST APPEAL ST.NO.20481 OF 2017

Suhas Shankar More

Applicant

Versus

Suresh Haribhau Supekar & another

Respondents

Mr.A.C.Darandale, advocate for the applicant

Mr.N.B.Narwade, advocate for Respondent No.1.

Mr.A.B.Gatne, advocate for Respondent No.2.

CORAM : M.S.SONAK, J.

DATE : 05th February, 2018.

P.C. :

Taking into consideration the fact that both the legs of the applicant have been amputated and further, even the respondents have not disputed award to the extent of Rs.9,60,000/- towards loss of earning, it is only appropriate that the applicant is permitted to withdraw 50% of the compensation amount along with interest accrued thereon, as deposited by the Insurance Company in this Court. Such withdrawal shall be subject to the applicant filing an undertaking that same shall abide by final orders in the appeal.

In the Civil Application, the applicant has alleged shortfall in the amount deposited, by Rs.1,00,000/-. This issue is kept open to be decided at the stage of final hearing of the appeal.

Civil Application is disposed of.

M.S.SONAK
JUDGE

adb