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IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 3241 OF 2018
IN
FIRST APPEAL STAMP NO.34188 OF 2017

Sunita Pramod Dete and Others

APPLICANTS

VERSUS

New India Insurance Co.Ltd., and Another

RESPONDENTS

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Mr. Prasanna D. Dadpe, Advocate for the applicants

Mr. M.S.Deshmukh h/f Mr. S.G.Chapalgaonkar, Advocate for
respondent No.1

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[CORAM : SUNIL P. DESHMUKH, J.]

DATE : 16th MARCH, 2018

ORDER :

1. Heard learned advocates for the parties.
2. Having regard to that the applicants do not appear to have received any amount beyond no fault liability compensation and looking at that about Rs.92,00,000/- have been deposited in this court and considering need expressed in the application, it would be expedient to allow the applicants to withdraw 50% of the amount deposited along with interest accrued thereon, subject to filing an undertaking to the effect that the applicants would deposit the amount within a period of three months in case

appeal is decided against their interest. Apportionment of the amount withdrawn shall be in the same proportion as directed by the tribunal. So far as apportionment of amount withdrawn in respect of minor is concerned, it should receive the same treatment as referred to in the award. In case any claimant has become major, he may be allowed to withdraw amount of his apportioned share.

3. Civil application stands disposed of.

[SUNIL P. DESHMUKH, J.]