

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

**CIVIL APPLICATION NO. 9963 OF 2018
IN
FIRST APPEAL (STAMP) NO. 21325 OF 2017
WITH
CA/9335/2017 IN FAST/21325/2017**

Lankabai Bhaskar Kakade & others.

Applicants.

Versus

M/s Shriram General Insurance Co. & others.

Respondents.

Ms. Savita Kakade, Advocate for the applicants.

Mr. Mandar Deshmukh, Advocate holding for

Mr. S.G. Chapalgaonkar, Advocate for respondent No.1.

CORAM : **SUNIL K. KOTWAL,J.**

Dated : **30th August 2018.**

PER COURT :-

. Heard learned Counsel for the applicants. By filing this Application, the applicants seeks modification in the order passed by this Court allowing the then applicant Nos.1 to 5 to withdraw deposited compensation amount. This Court allowed applicant Nos.1 to 5 to withdraw 75 % amount subject to certain conditions.

2. During pendency of this matter, applicant No.5 Rambhau Keruba Kakade died due to old age. His death certificate is placed on record. The applicants seek permission to withdraw the above-said amount only by applicant Nos.1 to 4, who are the surviving legal representatives of the deceased applicant No.5.

3. Learned Counsel for the Insurance Company has no objection for the same.

4. Therefore, permission is granted to applicant Nos.1 to 4 to withdraw 75 % compensation amount deposited in the Court, subject to same conditions as imposed by this Court in the order of Civil Application No.3245 of 2018.

5. Registrar (Judicial) to take necessary steps in this regard.

6. The present Civil Application is disposed of accordingly.

(SUNIL K. KOTWAL)
JUDGE

vdd/