

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

943 CIVIL APPLICATION NO. 9307 OF 2018
IN FA/2212/2018
WITH
CA/9308/2018 IN FA/2214/2018 WITH CA/9309/2018 IN
FA/2213/2018

MAYUR SHRIHARI KALE
VERSUS
DIV. MANAGER, UNITED INDIA INSURANCE CO. LTD.,
AURANGABAD AND ORS

...

Advocate for Applicant : Mr. Gaikwad Satish A.
Mr. SS Dargad, Av. h/for Mr. S. G. Chapalgaonkar
For R/1;
Mr.M. M. Ambhore, Adv. For R/4.

CORAM : P.R.BORA, J.

DATE : 4th September, 2018.

PER COURT :

1. Heard learned counsel for applicant and learned counsel appearing for respondent – insurance company.
2. Though learned counsel appearing for United India Insurance company has strongly opposed for permitting withdrawal of the amount, I see no reason for not allowing withdrawal of the amount of compensation as deposited by the

said insurance company in this Court.

3. From the grounds of objections, it appears that the real dispute is as about apportionment of the liability inter-se the insurance Companies. In the circumstances, there seems no reason for not allowing the applicant to withdraw the amount as deposited by the insurance company. Hence, the following order.

ORDER

i. The applicants are permitted to withdraw the deposited amount on submitting an undertaking to the satisfaction of Registrar of this Court.

ii. The Civil Applications for withdrawal of the amount stand disposed of.

(P.R.BORA)
JUDGE

bdv/