

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

920 CIVIL APPLICATION NO. 10898 OF 2018
IN FA/2536/2017

MEENA SUNIL KASAR AND ORS
VERSUS
CHANDRABHAN BHAUSAHEB KAPSE AND ORS

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Advocate for Applicants : Mr. Shermale K.N.
Advocate for Respondent no.3 : Mr. S.G.Chapalgoankar

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CORAM : SUNIL K. KOTWAL, J.

DATE : AUGUST 29, 2018

O R D E R :

Heard learned counsel for the applicants and
the respondent.

2. Learned counsel for respondent objected for
withdrawal on the ground that involvement of the
offending vehicle is not established and, therefore, no
amount shall be permitted to be withdrawn.

3. I have gone through the judgment passed by the
Tribunal.

4. Out of the amount of compensation, Rs. 4 Lac (Rs. Four Lac) is to be invested in Fixed Deposit in the name of original claimant nos. 2 and 3. Therefore, amount of Rs. 8,99,636/- is available for withdrawal.

5. Permission is granted to only withdraw Rs. 4 Lac (Rs. Four Lac) to the applicants, subject to condition that they shall file written undertaking in the Court within two weeks from the date of this order, that they shall re-deposit the said amount as and when directed by this Court.

6. Civil Application is disposed of.

[SUNIL K. KOTWAL, J.]

dbm