

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 82 OF 2018
WITH
CIVIL APPLICATION NO. 83 OF 2018
WITH
CIVIL APPLICATION NO. 1643 OF 2018
IN
FIRST APPEAL (ST.) NO. 801 of 2018**

Bajaj Allianz General Insurance
Company Limited

.. Applicant/Appellant

Vs.

Rajendra Tukaram Jadhav & Ors.

.. Respondents

Mr.Devendranath S. Joshi, Advocate for appellant in FAST/801/2018 and for respondents in CAF/1649/2018.

Mr.T.J. Mendon , Advocate for respondent in Nos.1 and 2 in FAST/801/2018 and CAF/82/2018 and for applicant in CAF/1649/2018.

**CORAM : A.S. CHANDURKAR, J.
DATE : 4TH DECEMBER 2018**

P.C.

CIVIL APPLICATION NO. 83 OF 2018

1 As the appellant has deposited the entire amount of compensation, the execution of the impugned award shall remain stayed during pendency of the appeal.

2 The civil application stands disposed of.

**CIVIL APPLICATION NO. 1649 OF 2018
(FOR WITHDRAWAL OF AMOUNT)**

3 Perused contents of the application, heard the learned counsel and also perused the impugned judgment. In the facts of the case, the claimants

are permitted to withdraw 50 percent of the amount of compensation as deposited. The claimants shall file undertaking within eight weeks from today that if the appeal is allowed, the amount withdrawn shall be repaid with interest at such rate the Court may direct. The remaining amount shall remain invested in fixed deposit.

4 The civil application is disposed of.

(A.S. CHANDURKAR, J.)