

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

**CIVIL APPLICATION NO. 3803 OF 2016
WITH
CIVIL APPLICATION NO. 1018 OF 2016
IN
FIRST APPEAL NO. 427 OF 2016**

Smt. Nutan Kiran Adsul

& Ors.

.. Applicants/Appellants

Vs.

Maharashtra State Road Transport
Corporation Limited, Mumbai

.. Respondent

Mr.Yuvraj P. Narvankar, Advocate for applicants/appellants.

Mr.Yashodeep P. Deshmukh, Advocate for respondent.

CORAM : A.S. CHANDURKAR, J.

DATE : 19TH DECEMBER 2018

P.C.

CIVIL APPLICATION NO. 3803 OF 2016

1 As the entire amount of compensation has been deposited, the execution of the impugned award shall remain stayed during pendency of the appeal. The civil application is disposed of.

CIVIL APPLICATION NO. 1018 OF 2016

2 Heard the learned counsel and perused the impugned judgment. Considering the nature of evidence on record for the present, the claimants are permitted to withdraw the amount of Rs.15 lakhs without furnishing any surety. The claimants shall file an undertaking within a period of eight

weeks from today stating therein that in case the appeal is allowed, the amount which is withdrawn will be re-deposited with interest at such rate the Court may direct. The balance amount shall remain invested in fixed deposit.

Needless to state that if the matter is settled between the parties, the amount withdrawn shall be taken into consideration. The civil application is disposed of.

(A.S. CHANDURKAR, J.)