

vks

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.3133 OF 2018
IN
FIRST APPEAL (ST) NO.35709 OF 2013**

Easwaran M. Shetty and anr ... Applicant.

In the matter between

The New India Assurance Co.Ltd ... Appellant

V/s.

Easwaran M. Shetty and anr ... Respondents

Ms. Kamini S. Pansare, i/by Avinash M. Gokhale, for
applicant.

Ms. Poonam Mital, for the appellant.

CORAM : DR.SHALINI PHANSALKAR-JOSHI, J.

DATE : 11th OCTOBER, 2018.

P.C. :

1] Heard learned counsel for the applicant claimant and
learned counsel for appellant.

2] This application is preferred by the original claimant, who
is injured in the accident, for withdrawal of the entire amount of
compensation. Considering the fact that the appeal is preferred on the
quantum of compensation, applicant is permitted to withdraw 50%
amount of compensation subject to furnishing usual undertaking.

3] Application is disposed off accordingly.

[DR.SHALINI PHANSALKAR-JOSHI, J.]