

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

**CIVIL APPLICATION NO. 1923 OF 2015
IN
FIRST APPEAL NO. 2498 OF 2011**

Gorakhnath Ashok Gaikwad ... Applicant

In the matter between

The New India Assurance Co. Ltd. ... Appellant

V/s.

Gorakhnath Ashok Gaikwad & Anr. ... Respondents.

- None for the Applicant / Org. Respondents.
- Mr.S.M. Dange for the Appellant.

CORAM : DR.SHALINI PHANSALKAR-JOSHI, J.

DATE : 26th SEPTEMBER, 2018.

P.C. :

1] None present for the Applicant, though the application is for withdrawal of the amount and that too filed in the year 2015.

2] Learned counsel for the Appellant-Insurance Company submits that by virtue of the order dated 18th April, 2018, in another Civil Application No.1692 of 2017 the Applicant was already permitted to withdraw 30% of the amount.

3] In view thereof, this Civil Application has become infructuous, hence stands disposed off as dismissed.

[DR.SHALINI PHANSALKAR-JOSHI, J.]