

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO.996 OF 2014
WITH
CIVIL APPLICATION NO.2579 OF 2014
WITH
CIVIL APPLICATION NO.4180 OF 2018

The New India Assurance Co. Ltd.

-vs-

Jagdish Jaywant Bhaushali and ors.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Shri S. M. Dange, Advocate for appellant.
Shri Akshay Kulkarni, Advocate i/b Manoj Patil, Advocate
for respondent Nos.1 and 2.
Ms Trupti A. Bharadi, Advocate for respondent No.4.

CORAM : A.S.CHANDURKAR, J.
DATE : December 20, 2018

Heard.

Admit.

Call for record and proceedings.

Respective counsel waive notice for the
respondents.

Civil Application No.2579 OF 2014

Heard the learned counsel and perused the
impugned judgment.

As the entire amount of compensation as awarded
by the Claims Tribunal has been deposited, the
execution of the impugned award shall remain stayed
during pendency of appeal.

Civil Application is allowed and disposed of.

Civil Application No.4180 OF 2018

Heard the learned counsel and perused the impugned judgment.

Considering the nature of evidence on record the claimants are permitted to withdraw 50% of the amount of compensation as deposited on furnishing undertaking within period of eight weeks from today that in case the appeal is allowed, the same shall be refunded with interest at such rate the Court may direct. Remaining amount shall be invested in Fixed Deposit.

Civil Application is allowed and disposed of.

(A.S.CHANDURKAR, J.)