

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

**CIVIL APPLICATION NO. 2001 OF 2017
WITH
CIVIL APPLICATION NO. 4032 OF 2018
IN
FIRST APPEAL STAMP NO. 5186 OF 2017**

United India Insurance Company Ltd. ... Applicant
Versus
Dinesh Narbheram Soni and others ... Respondents

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Ms. Varsha Chavan, Advocate for the Applicant.
Mr. Milindkumar A. Ingale, Advocate for the Respondent Nos. 1
and 2.

.....

CORAM : A. S. CHANDURKAR, J.

DATE : 5th DECEMBER, 2018.

P. C.:

CIVIL APPLICATION NO. 2001 OF 2017

1. As the applicant 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. 4032 OF 2018

1. Heard learned Counsel for the parties.
2. Perused the impugned judgment and award. In the facts of the case, the claimants are permitted to withdraw 50% 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 The claimants shall file undertaking within eight weeks from today that if the appeal is allowed, the amount so withdrawn shall be repaid with interest at such rate the Court may direct. The remaining amount shall be invested in a fixed deposit.
3. The civil application is disposed of.

(A. S. CHANDURKAR, J.)