

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

CIVIL APPLICATION NO. 766 OF 2018
IN
FIRST APPEAL (st) NO.24389 OF 2015

Kalavati Gotiram Kolekar & Ors. ..Applicants

In the matter between

Bajaj Allianz General Insurance Company Ltd. ..Appellants

versus

Kalavati Gotiram Kolekar & Ors. ..Respondents

Ms. Sanjay Ghaisas for the Applicant

Mr. Yogita Deshmukh for the Respondents/Appellants Insurance Co..

**CORAM : SMT. ANUJA PRABHUDESSAI, J.
DATED : 14TH MARCH, 2018.**

P.C.

1. The applicants herein are the claimants in MACP Case No.42 of 2007. By Judgment and Award dated 26.11.2014, the respondents herein were directed to pay compensation of Rs.7,62,600/- with interest @ 6% p.a. The said amount was to be paid equally to the applicant nos.1 to 4. The respondents have challenged the said judgment and award, and have deposited an amount of

Rs.10,79,903/- which includes the award amount, inclusive of interest.

2. The Tribunal is directed to pay equally 25% of the amount deposited by the respondent along with accrued interest to the applicants/claimant nos.1 to 4, on furnishing an undertaking to the MACT that they will abide by the final orders that may be made in this appeal. The balance 75 % of the amount be equally invested in the respective names of applicant/ claimant nos.1 to 4 in any nationalized bank, until further orders.

3. Payment of compensation is subject to the final outcome of the appeal.

4. Civil Application stands disposed of.

(ANUJA PRABHUDESSAI, J.)