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

**CIVIL APPLICATION NO.2921 OF 2018
IN
FIRST APPEAL (ST) NO.29762 OF 2017**

Kishori Kishor Surve and ors ... Applicants.

In the matter between.

Bajaj Allianz General Insu. Co.Ltd. ... Appellant.

V/s.

Kishori Kishor Surve and ors ... Respondents

Mr. Rajesh Patil, for applicants.

Ms. Yogita D. Chitnis, for the appellant.

CORAM : DR.SHALINI PHANSALKAR-JOSHI, J.

DATE : 29th AUGUST, 2018.

P.C. :

1] Heard learned counsel for the applicants and learned counsel for the original appellant.

2] This application is filed by the original claimants for withdrawal of the amount of compensation deposited in the Court.

3] Considering the requirement of claimant No.1, who is widow, she is permitted to withdraw 50% amount of her share alongwith interest accrued thereon; whereas claimant No.4 Laxmi, the mother of deceased is permitted to withdraw entire amount of her

share as apportioned by the Tribunal, on furnishing usual undertaking by them.

4] As regards claimant Nos. 2 and 3 is concerned, they being children, their amount of share is not allowed to be withdrawn.

5] Application is disposed off accordingly.

[DR.SHALINI PHANSALKAR-JOSHI, J.]