

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.3249 OF 2018
IN
FIRST APPEAL NO.1100 OF 2017

Kishore Suresh More and Anr.	 Applicants
<i>In the matter between</i>	
Reliance General Insurance Co. Ltd., Goregaon, Mumbai.	 Appellant
<i>V/s.</i>	
Kishore Suresh More and Anr.	 Respondents

Mr. Tejpal S. Ingale for the Applicants.

Mr. Nikhil Mehta, I/by M/s. KMC Legal, for the Appellant-Insurance Company.

CORAM : DR. SHALINI PHANSALKAR-JOSHI, J.

DATE : 19TH SEPTEMBER, 2018.

P.C. :

1. Heard Mr. Ingale, learned counsel for the Applicants, and Mr. Mehta, learned counsel for the Appellant-Insurance Company.
2. This is an application preferred by the Original Claimants for withdrawal of the entire amount of compensation deposited by the Appellant-Insurance Company with the Tribunal.
3. Considering that the defence is of negligence and also relating to enhanced amount of compensation by the Tribunal and also considering the requirements of the Applicants, the Applicants are permitted to withdraw 50% of the amount of compensation deposited by the Appellant-Insurance Company in the Tribunal, subject to filing the usual undertaking.
4. Civil Application is disposed off in the above terms.

[DR. SHALINI PHANSALKAR-JOSHI, J.]