

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1703 OF 2018
IN
FIRST APPEAL NO.147 OF 2016

Sheetal Rahul Mate and Ors.	 Applicants
<i>In the matter between</i>	
The Divisional Manager, United India Insurance Co. Ltd., Solapur	 Appellant
<i>V/s.</i>	
Sheetal Rahul Mate and Ors.	 Respondents

Mr. Rajshekhar Alange for the Applicants.

Mr. Abhijeet A. Joshi for the Appellant-Insurance Company.

CORAM : DR. SHALINI PHANSALKAR-JOSHI, J.

DATE : 27TH SEPTEMBER, 2018.

P.C. :

1. Heard Mr. Alange, learned counsel for the Applicants, and Mr. Joshi, learned counsel for the Appellant-Insurance Company.
2. This is an application preferred by the Original Claimants, seeking withdrawal of the entire amount of compensation.
3. Considering the defences raised in the Appeal by the Appellant-Insurance Company that, the insured vehicle was not involved in the

death of the Deceased, the Applicants are permitted to withdraw only 50% of the amount of compensation deposited by the Appellant-Insurance Company in the Tribunal, subject to furnishing of usual undertaking.

4. Civil Application is disposed off in the above terms.

[DR. SHALINI PHANSALKAR-JOSHI, J.]