

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (CAF) NO.824 OF 2018

AND

CIVIL APPLICATION (CAF) NO.825 OF 2018

IN

FIRST APPEAL NO. 391 OF 2005 (D)

(NEW INDIA ASSURANCE CO.LTD....VS.. GAJANAN SHIVHARI SHELKE & 5 OTH.)

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri A.J.Pophaly, Advocate for Appellant.

Shri S.M.Deshmukh, Advocate for applicant/Respondent No.1.

CORAM : Z.A.HAQ, J.

DATED : APRIL 06, 2018.

Shri A.J.Pophaly, advocate appearing for original appellant/Insurance Company states that the Insurance Company is not having any objection for withdrawal of the amount deposited by it, by the respondent No.1/claimant. The amount lying in deposit, along with interest on it, be given to the respondent No.1/claimant.

The civil application is **allowed** accordingly. No costs.

CIVIL APPLN.NO. 825/2018.

By this application, the respondent No.1/claimant prays that the Motor Accident Claims Tribunal be directed to recalculate the amount of compensation receivable by him. According to the respondent No.1/ claimant, he has received certificate issued by Medical Board which shows that he has

suffered 75% disability. Though, according to the claimant he got certificate after disposal of First Appeal by this Court, there is nothing on record to support the submission. Even otherwise such a claim cannot be considered at this stage.

The civil application is **dismissed**. No costs.

JUDGE

RRaut..