

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

CAF NO.3042/2017 IN FIRST APPEAL ST. NO.10622/2017

[Shriram General Insurance Company Limited .vs. Bramha @ Mrahmanand Ganpat Navgire and others]

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

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Court's or Judge's orders

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Shri P.N. Khadgi, Advocate for applicant-appellant,
Shri S.P. Pawar, Advocate for respondent nos.1 and 2.
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CORAM : MRS. SWAPNA JOSHI, J.

DATED : JULY 26, 2018.

This is an application filed by the applicant for condonation of delay in filing the first appeal.

Heard the learned counsel for the parties.

For the reasons mentioned in the said application, I am satisfied that the delay of 508 days for preferring an appeal deserves to be condoned. Hence, the delay of 508 days in preferring an appeal is hereby condoned.

The application stands disposed of.

Civil Application (F) No.249/2018

This is an application filed by the applicants-respondent nos.1 and 2 for grant of permission to withdraw the amount deposited by the appellant.

Heard the learned counsel for the parties.

It is stated by the applicants that on 25.4.2017 the appellant-insurance company had deposited an amount of Rs.11,71,074/- in WC (F) No.13/2013 before the learned Commissioner under Workmen's Compensation Act and Judge, Labour Court, Buldana.

Having considered the grounds of appeal and the impugned judgment passed by the learned Commissioner under Workmen's Compensation Act and Judge, Labour Court, Buldana, I am of the view

that the amount deposited before the learned Commissioner can be allowed to be withdrawn conditionally.

The permission is granted to respondent nos.1 and 2 to withdraw 50% amount on usual undertaking before the learned Commissioner under Workmen's Compensation Act and Judge, Labour Court, Buldana. The undertaking be furnished within two weeks from today.

The application is, therefore, partly allowed.

JUDGE

Gulande