

IN THE COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR
CIVIL APPLICATION (F) NO.919/2018

IN
FIRST APPEAL NO.613/2018

(The New India Assurance Co.Ltd. vs. Smt.Mamta Vijay Mandari and others)

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

Court's or Judge's order

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 Mr. M.B.Joshi, Adv. for appellant/applicant
 Mr. Shashikant Borkar, Advocate for respondents 1 to 5

CORAM : MRS.SWAPNA JOSHI, J.

DATED : 27th July, 2018.

FIRST APPEAL NO. 631/2018.

Heard.

Admit

Call R & P.

CIVIL APPLICATION NO.919/2018

This is an application seeking permission to withdraw the amount.

Heard both sides. Having considered the grounds of Appeal and the impugned judgment passed by the Tribunal, I am of the view that 50 per cent of the amount deposited in this Court can be conditionally allowed to be withdrawn. Hence the following order:

The respondents 1 to 5 are allowed to withdraw 50% of the amount deposited in this court subject to the condition that for the 25% of the amount, the respondents to furnish usual undertaking and for 25% of the amount, solvent surety to the

satisfaction of the Registrar (J) of this Court be furnished, within a period of two weeks from the date of this order. The rest of the amount be invested in a nationalised bank initially for a period of three years.

The Civil Application is allowed accordingly.

JUDGE

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