

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

FIRST APPEAL NO.1170/2017

Bharti AXA General Insurance Co. Ltd., Nagpur

..Vs..

Nandkumar S/o Gulab Borkar and others

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 the appellant.
Shri K.S. Motwani, Advocate for respondent Nos.1 to 3.

CORAM : Z.A. HAQ, J.

DATE : 10.4.2018.

Heard.

ADMIT.

Shri K.S. Motwani, Advocate waives notice for
respondent Nos.1 to 3.

Shri Alok Upasani, Advocate waives notice for
respondent Nos.4 and 5.

Call record and proceedings.

The appellant shall file private paper book
within six months.

C.A.F. NO.4124/2017

The appellant / insurance company has
deposited the amount. Interim order granted on 13th
October, 2017 shall continue until further orders. The
amount be kept in fixed deposit in nationalized bank.
The civil application is **allowed** accordingly. No costs.

C.A.F. NO.955/2018

Considering the defence raised by the appellant / insurance company, the prayer made on behalf of the claimants for grant permission to withdraw the amount deposited by the appellant / insurance company is rejected. The civil application is **dismissed**.
No costs.

JUDGE

Tambaskar.