

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

CIVIL APPLICATION (CAF) NO.3683/2018
AND
FIRST APPEAL NO.646/2015

Shriram General Insurance Co. Ltd., through its Divisional Manager, Nagpur
...Versus...
Sheshrao Ambadas Fad 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 P.N. Khadgi, Counsel for applicant/appellant
Shri R.N. Ghuge, Counsel for respondent nos.1 and 2
Shri M.R. Johrapurkar, Counsel for respondent no.3

CORAM : ARUN D. UPADHYE, J.
DATE : 05/12/2018

Heard.

The learned Counsel for the applicant/appellant has submitted that the matter is settled between the parties and the compensation amount is already paid to the respondent nos.1 and 2. He, therefore, prays for withdrawal of the first appeal.

The learned Counsel for the respondent nos.1 and 2 has no objection for withdrawal of the first appeal as well as refund of the amount of Rs.25,000/- deposited plus the decretal amount of Rs.12,08,571/- to the appellant/Company.

In view of the statements made on behalf of the appellant as well as the respondent nos.1 and 2, the first appeal is allowed to be withdrawn. The appellant is entitled for refund of the amount of Rs.25,000/- deposited as well as the decretal amount of Rs.12,08,571/- with accrued interest thereon. The appellant is also entitled for refund of the court fees, as per rules.

The first appeal stands disposed of as withdrawn. The civil application is also disposed of. No order as to costs.

JUDGE

Wadkar, P.S.