

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

912 FIRST APPEAL NO.108 OF 2006
WITH CA/329/2006 IN FA/108/2006
WITH CA/9943/2006 IN FA/108/2006
WITH CA/2227/2007 IN FA/108/2006

ORIENTAL FIRE & GENERAL INS CO LTD
THR DIVISIONAL MANAGER

VERSUS

SADANAND GANPAT ASULKAR & ORS

...

Mr. V.N.Upadhye, Advocate for appellant.

Mr. M.R.Sonawane, Advocate for R – 1.

Mr. M.K.Goyanka, Advocate for R – 2.

Mr. A.M.Gaikwad, Advocate for R – 4.

...

CORAM: V.L. ACHLIYA,J.

DATE : 04/12/2019

...

ORAL ORDER:

1. Learned counsel for appellant tendered withdrawal pursis. Withdrawal pursis is taken on record and marked as 'X' for identification.

2. Learned counsel for appellant submits that the appellant/Insurance Company has instructed to withdraw the Appeal. Pursuant to instructions he has filed withdrawal pursis. He seeks permission to withdraw Appeal.

3. Learned counsel representing the respondents have no objection for withdrawal of Appeal.

Hence, the following order is passed.

ORDER

- [i] The Appeal is disposed of as withdrawn with no order as to costs.
- [ii] The amount, if any, deposited including statutory deposits and interest accrued thereon be transferred to Motor Accident Claims Tribunal, Ahmednagar to be credited as an amount paid/deposited by appellant-Insurance Company towards satisfaction of Award passed in M.A.C.P. No. 756/1996 [Sadanand Ganpat Asulkar V/s M.S.R.T.C. & Ors.] decided on 18/08/2005.
- [iii] Record and proceedings be sent back to the trial Court.

4. In view of disposal of Appeal, Civil Application pending in Appeal stands disposed of in terms of order in Appeal.

**[V.L.ACHLIYA]
JUDGE**

KNP