

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

**1030 CIVIL APPLICATION NO.7690 OF 2019
IN FAST/14351/2019**

**GANGADHAR BHIMRAO GIRI
VERSUS
BAJAJ ALLIANZ GENERAL INSURANCE CO. LTD., THRU ITS MANAGER,
AURANGABAD AND ORS**

...
Advocate for Applicant : Mr. Dhakane Rajendra B.
Advocate for Respondent No.1 : Mr. S. G. Chapalgaonkar
...

CORAM : SMT. VIBHA KANKANWADI, J.

DATE : 19th JULY 2019

ORDER :

. Present application has been filed for withdrawal of the amount. Amount of Rs.10,65,257/- has been deposited by present respondent No.1. The learned Advocate for respondent No.1 has objection to allow the applicant to withdraw the amount on the ground that the quantum that has been awarded by the learned tribunal is disproportionate to the disability that has been allegedly sustained by the applicant.

2. Taking into consideration the point in the appeal, so also the fact that the competent Court has come to a certain conclusion, case is made out for partial withdrawal of the amount.

3. Applicant is allowed to withdraw amount of Rs.4,00,000/- subject to giving an undertaking that he would make the said amount good, if directed at the time of final disposal of the appeal.
4. Civil Application stands disposed of accordingly.

(Smt. Vibha Kankanwadi, J.)

Shubham/