

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

943 CIVIL APPLICATION NO.12360 OF 2018  
IN FAST/18320/2018

ZAYED @ SHAIKH SHAKIL SHAIKH PASHA  
VERSUS  
NEW INDIA ASSURANCE CO. LTD., THR ITS AUTHORISED SIGNATORY  
AND ORS

....

Advocate for Applicant : Mr. K.K. Naik  
Advocate for Respondent No.1 : Mr. Dhananjay Despande  
Advocate for Respondent No.2 : Mr. R.U. Gavane h/f Mr. Y.K. Bobade

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**CORAM : P.R. BORA, J.  
DATED : 08<sup>th</sup> FEBRUARY, 2019**

**PER COURT:-**

1. Heard the learned counsel appearing for the applicant and the learned counsel appearing for the respondent-insurance company. Perused the impugned judgment and award and the grounds of objections raised in exception to the said judgment.
2. After having considered the above, I deem it appropriate to pass the following order:

**ORDER**

- [i] The applicants are permitted to withdraw 50% of the amount deposited by the insurance company in this court along with interest accrued thereon on submitting an undertaking to the satisfaction of the Registrar of this Court. Balance 50% of the amount and the interest accrued thereon be invested in Fixed Deposit Receipt in any nationalized bank till disposal of the appeal.
- [iii] Civil application stands disposed of.

**( P.R. BORA )  
JUDGE**