

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

**913 CIVIL APPLICATION NO.12148 OF 2019
IN FA/692/2017**

**ROHINI SHASIKANT CHAUDHARI AND ORS
VERSUS**

**THE NEW INDIA ASS. COMPANY LTD THR ITS AUTHORIZED OFFICIAL
AND DIV. MANAGER AND O**

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Advocate for Applicants : Mr. D.J. Patil, h/f Mr. Suryawanshi Sanket N.

Advocate for Respondent No. 1 : Mr. Aniruddha S. Usmanpurkar.

Advocate for Respondent No. 2 : Mr. N.R. Shaikh, h/f Mr. Vinod S. Salve.

CORAM : MANGESH S. PATIL, J.

DATE : 29/11/2019

PER COURT :

Heard. Issue notice to the respondents. Learned advocate Mr. Usmanpurkar waives service for respondent No. 1/Appellant. Learned advocate Mr. Shaikh, h/f Mr. Salve waives service for respondent No. 2/Driver.

2. By the order dated 23.03.2018 in Civil Application No. 3079/2018 the original claimants were allowed to withdraw the amount of compensation deposited in this Court. By this application now it is informed that in fact the respondent No. 4 in the appeal by name Sahebrao Uttam Choudhari having died and the rest of the claimants being his legal representatives, the amount to be withdrawn by Sahebrao Choudhari be apportioned amongst the surviving claimants.

3. The application is allowed. The amount that was to be disbursed to deceased Sahebrao Uttam Choudhari may now be apportioned amongst remaining claimants in the same proportion as mentioned in the Award.

4. The Civil Application is disposed of.

(MANGESH S. PATIL, J.)