

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

**940 CIVIL APPLICATION NO.778 OF 2019
IN FAST/33089/2017**

**KANTABAI BHAGWAN PALASPAGAR AND ORS
VERSUS
THE BRANCH MANAGER, NEW INDIA ASSURANCE CO. LTD., AND
ANR**

...
Advocate for Applicants : Shri Dnyaneshwar A. Bide
Advocate for Respondent No.1 : Shri S. R. Bodade

...
CORAM : P.R.BORA, J.

DATE: 25th January, 2019

PER COURT:-

- 1 Heard learned Counsel for the applicants and learned Counsel appearing for the respondent Insurance Company.
- 2 In view of the submissions made, the following order is passed:-

ORDER

- I) The applicants are permitted to withdraw 50% of the deposited amount on submitting an undertaking to the satisfaction of the Motor Accident Claims Tribunal at Ahmednagar.
- II) Balance amount be invested in Fixed Deposit Receipt in any Nationalized Bank for a period till disposal of the appeal.

III) The amount permitted to be withdrawn by the applicants shall be transmitted to the Motor Accident Claims, Tribunal, Ahmednagar, so as to facilitate its withdrawal by the applicants.

VI) Civil Application No.778 of 2019 stands disposed of.

(P.R.BORA)
JUDGE

SPT