

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.3250 OF 2016

IN

FIRST APPEAL (STAMP) NO.36079 OF 2013

Paul Varghese	 Applicant
<i>In the matter between</i>	
United India Insurance Co. Ltd., Mumbai	 Appellant
<i>V/s.</i>	
Paul Varghese and Anr.	 Respondents

Mr. Bishwajeet Mukherjee, I/by Mr. Anil D'Souza, for the Applicant-Original Respondent No.1.

Mr. Amol Gatne for the Appellant-Insurance Company.

CORAM : DR. SHALINI PHANSALKAR-JOSHI, J.

DATE : 4TH FEBRUARY, 2019.

P.C. :

1. Heard learned counsel for the Applicant and Original Appellant-Insurance Company.
2. This Civil Application is preferred by the Original Claimant, seeking withdrawal of the amount of compensation deposited in the concerned Tribunal.
3. As the Appeal is preferred on the ground of negligence and also on the quantum of compensation, considering the requirement of the Applicant, who has injured in the accident and incurred medical expenses, he is permitted to withdraw 50% of the amount of compensation deposited in the concerned Tribunal, subject to furnishing of usual undertaking.
4. Civil Application stands disposed off in the above terms.

[DR. SHALINI PHANSALKAR-JOSHI, J.]