

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CIVIL APPLICATION (CAF) NO.39/2019

IN

FIRST APPEAL NO.1011/2018

National Insurance Company Ltd., Bhandara, through its Regional Manager

...Versus...

Lahuji Shriram Kurzekar and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri Shashikant Borkar, Counsel for appellant
Shri A.N. Ansari, Counsel for respondent nos.1 and 2/applicants

CORAM : ARUN D. UPADHYE, J.

DATE : 15/01/2019

Heard.

Perused the impugned judgment and award under challenge. After hearing the learned Counsel for the parties and after going through the record, I am of the view that the applicants/respondent nos.1 and 2 could be permitted to withdraw an amount of Rs.5,00,000/- out of the amount deposited in this Court. Hence, I proceed to pass the following order.

ORDER

- (i) The civil application is allowed.
- (ii) The applicants/respondent nos.1 and 2 are permitted to withdraw an amount of Rs.5,00,000/- out of

the amount deposited in this Court, upon furnishing usual undertaking in this Court to the effect that the applicants/respondent nos.1 and 2 will refund the amount to the appellant, if the first appeal is allowed.

(iii) The remaining amount be kept in fixed deposit, till final disposal of the first appeal.

The civil application stands disposed of accordingly. No order as to costs.

JUDGE

Wadkar, P.S.