

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

CIVIL APPLICATION (CAO) NO. 123/2019 IN
CIVIL APPLICATION (CAF) NO.2525/2018 IN
FIRST APPEAL STAMP NO. 13397/2018

The New India Assurance Co. Ltd., through its Regional Manager, Nagpur.

V/s

Farjana Bee wd/o Shaikh Khalil 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 Sandeep Marathe, counsel for the applicant/appellant.
Shri G.L. Agrawal, counsel h/f Shri D.S. Khushalani, counsel for the non-
applicant/respondent No.1.

CORAM: ARUN D. UPADHYE, J.

DATE: 18-01-2019.

Heard learned counsel for the parties.

Perused the application. It is submitted that the respondent No.2- [father of the deceased] has died, and therefore, only respondent No.1 is entitled for the amount of compensation. Learned counsel for the appellant has submitted that atleast 50% of amount be permitted to be withdrawn.

I am of the view that the respondent No.1 could be permitted to withdraw the 50% amount deposited in the Court by filing usual undertaking. The respondent No.1 is permitted to withdraw the 50% amount by furnishing usual undertaking to that effect.

Civil Application is allowed.

JUDGE