

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

CIVIL APPLICATION (CAF) NO.3695/2018

IN
FIRST APPEAL NO.320/2018

Reliance General Insurance Co. Ltd. Akola Branch, through its Manager, Nagpur
...Versus...
Smt. Lata wd/o Dinkar Kalne 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 D.N. Kukday, Counsel for appellant
Shri P.R. Agrawal, Counsel for respondent nos.1 to 4/applicants
Shri S.G. Joshi, Counsel for respondent no.7

CORAM : ARUN D. UPADHYE, J.
DATE : 15/01/2019

Heard.

Perused the impugned judgment and award. It appears that the learned Tribunal has granted compensation of Rs.10,00,000/- with interest @ 9% per annum. However, the respondent no.1 is granted Rs.5,00,000/-, respondent nos.2 to 4 are granted Rs.1,50,000/- each and respondent no.7 is granted Rs.50,000/-.

Considering the above facts and circumstances of the case, I am of the view that, at present, the applicant no.1/respondent no.1 would be entitled for withdrawal of an amount of Rs.2,50,000/- only. Hence, I proceed to pass the following order.

ORDER

(i) The applicant no.1/respondent no.1- Smt. Lata wd/o Dinkar Kalne is allowed to withdraw an amount of Rs.2,50,000/- only.

(ii) The remaining amount deposited in this Court be kept in fixed deposit till final disposal of the appeal.

(iii) The applicant no.1/respondent no.1 shall furnish usual undertaking to the effect that she will refund the amount of Rs.2,50,000/-, if the first appeal is allowed.

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

JUDGE

Wadkar, P.S.