

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

18 CIVIL APPLICATION NO.5775 OF 2020
IN FA/1646/2020

LATABAI PIRAJI HORSHIL AND ORS.
VERSUS
THE NEW INDIA ASSURANCE CO. LTD., THROUGH ITS DIVISIONAL
MANAGER, AURANGABAD AND ORS.

...
Advocate for Applicants : Shri Gore Ravindra Vitthal
Advocate for Respondent No. 1 : Shri Mohit R. Deshmukh
...

CORAM : M. G. SEWLIKAR, J.

DATE : 27th OCTOBER, 2020.

PER COURT :

1. This application is filed for withdrawal of the amount. The acquiring body has deposited Rs. 23,60,916/-. Having regard to the fact that the deceased was a bachelor and his father is aged about 48 years and there is nothing on record to show that the father of the deceased is suffering from any illness, I deem it appropriate to release 50% of the amount deposited by respondent No. 1.

2. In view of this, applicant be paid 50% of the amount deposited by the respondent No. 1 Insurance Company, on giving undertaking on usual terms.

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3. Civil Application No. 5775 of 2020 is disposed of.

(M. G. SEWLIKAR)
JUDGE

mahajansb/