

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 3030 OF 2017
IN
FIRST APPEAL STAMP NO. 34065 OF 2016**

Mr. Nagbhushan Ramrao ... Applicant

IN THE MATTER BETWEEN

Bajaj Allianz General Insurance Co. Ltd. ... Appellant
V/s

Mr. Nagbhushan Ramrao and Anr. ... Respondents.

Mr. Rahul Mehta i/b Devendranath Joshi, for the Applicant.
Mr. T.J. Mendon a/w S.G. Thorat, for the Respondent.

CORAM : V.G. BISHT, J.

DATED : 13TH JANUARY, 2020.

P.C. :

The applicant has moved this application for withdrawal of the amount deposited by the original appellant pursuant to the judgment and order dated 14th June, 2016 passed by the learned Chairman, Motor Accident Claims Tribunal, Mumbai in M.A.C.P. No. 2803 of 2009.

2 Heard learned counsel for both the parties.

3 In view of submissions made by learned counsel for the applicant, applicant is allowed to withdraw 50% of the compensation amount as per Order dated 14th June, 2016 passed in M.A.C.P. No. 2803 of 2009. The

applicant is directed to give an undertaking of returning the said amount to be withdrawn in the event of appeal being allowed with prevailing rate of interest.

4 Civil Application is allowed and accordingly disposed of.

(V. G. BISHT, J.)