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

**23 CIVIL APPLICATION NO. 2711 OF 2021  
IN FA/2140/2020**

**FARZANA CHAND SHAIKH AND ORS  
VS  
IFFCO TOKYO GENERAL INSURANCE CO. LTD. THR ITS  
BRANCH MANAGER, AHMEDNAGAR AND ANR**

Ms.Ashlesha Kulkarni, Advocate h/f Mr. S. J. Salunke, Advocate for  
the applicant

Mr. S. G. Chapalgaonkar, Advocate for the respondent No.1

**CORAM : N. J. JAMADAR, J.**

**DATE : 01-03-2021**

**P. C.**

. This application is preferred for withdrawal of the amount deposited by the respondent No.1-insurance company pursuant to the judgment and award dated 11-03-2020 passed by the learned Chairman of MACT, Beed in MACP No. 181/2017.

2. The applicants claim to be the dependents of the deceased. Applicant No.1 is the widow of the deceased and applicant Nos. 2 to 7 are her children. The applicants claim that they are in need of money. The applicant Nos. 4 and 5 are still persuing education and require substantial amount to meet the expenses of education.

2. Heard learned counsel for the applicants and learned counsel for the respondent No.1-insurer.
3. The respondent No.1-insurer has deposited a sum of Rs. 60,68,153/-.
4. Having regard to the amount of compensation deposited by the respondent No.1-insurer and the assertions in the application for withdrawal of amount, it would be expedient to allow the applicants to withdraw 60% of the amount deposited by the respondent No.1-insurer alongwith interest accrued thereon. Hence, the following order.

### **ORDER**

- i. The applicants are entitled to withdraw 60% of the amount deposited by the respondent No.1-insurer alongwith interest accrued thereon, on furnishing an undertaking to the satisfaction of the learned Registrar (Judicial) of this court.
- ii. The application is disposed of.

**[ N. J. JAMADAR, J. ]**