

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

**CIVIL APPLICATION NO. 7871 OF 2021
IN
FIRST APPEAL NO. 2097 OF 2020**

Gyanshyam Vasant Palande

..APPLICANT

VERSUS

Dadasaheb Tukaram Bendre
and Another

..RESPONDENTS

....
Mr. Shaikh M.A. Jahagirdar, Advocate for applicant
Mr. M.R. Deshmukh, Advocate for respondent no.2
....

**CORAM : R.G. AVACHAT, J.
DATED : 01st OCTOBER, 2021**

PER COURT :

1. Heard. Perused the impugned award.
2. Learned counsel for the respondent – insurance company objects to permit withdrawal of amount.
3. It is an injury claim. It appears that the applicant – claimant incurred medical expenditure amount to Rs.5 lakhs. No witness is examined in proof thereof. The medical bills are on record.

4. In the fitness of things, the applicant is permitted to withdraw 60% of the amount in deposit on submitting usual undertaking to the satisfaction of the Registrar (Judicial) of this Court. The balance amount be invested in fixed deposit with any of the nationalised bank, pending the appeal. Civil application stands disposed of accordingly.

(R.G. AVACHAT, J.)

SSD