

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

**CIVIL APPLICATION NO.6772 OF 2019
IN FA/1134/2018**

**JANABAI BALASAHEB KARDILE AND ORS.
VERSUS
BALASAHEB MADHAVRAO PANKAR AND ANR.**

Mr.M.D.Shinde, Advocate h/f. Mr.S.A.Kathane, Advocate for applicants
Mr.V.N.Upadhye, Advocate for respondent no.2

**CORAM : R.G. AVACHAT, J.
DATE : OCTOBER 20, 2021**

ORDER :-

The challenge in the appeal is to the quantum only. Retaining a sum of Rs.10,00,000/- (Rupees Ten Lakhs), rest of the amount in deposit be paid to the claimants along with interest accrued thereon, on furnishing usual undertaking to the satisfaction of learned Registrar (Judicial). The application stands disposed of accordingly.

[R.G. AVACHAT, J.]

KBP

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

FIRST APPEAL NO.1134 OF 2018
(M/s. National Insurance Co. Ltd.
Vs.
Janabai Balasaheb Kardile and ors.)

Mr.V.N.Upadhye, Advocate for appellant
M.D.Shinde, Advocate h/f. Mr.S.A.Kathane, Advocate for respondent
nos.1 to 3.

**CORAM : R.G. AVACHAT, J.
DATE : OCTOBER 20, 2021**

ORDER :-

Since the challenge in the appeal is to the quantum only, at the peril of the appellant-insurance company, the respondent-owner of vehicle need not be served with notice of the appeal. List the appeal for final hearing in the first week of December, 2021.

3. Call Record and Proceedings.

[R.G. AVACHAT, J.]

KBP