

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

CIVIL APPLICATION NO. 6027 OF 2021

IN

FIRST APPEAL NO. 135 OF 2021

Shabana Jamil @ Raju Shaikh and Others

..APPLICANTS

VERSUS

National Insurance Co. Ltd.
Through its Manager, Aurangabad
and Others

..RESPONDENTS

....

Mr. A.S. Pavse, Advocate for applicants

Mr. S.R. Bodade, Advocate for respondent no.1

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**CORAM : R.G. AVACHAT, J.
DATED : 12th JULY, 2021**

PER COURT :

1. Heard.

2. Perused the application and impugned award. Learned counsel for the insurance company would submit that it is a case of contributory negligence. Drivers of two vehicles involved in the accident. Said issue could be decided in appeal.

3. Civil application is allowed by permitting the applicants to withdraw 75% of the amount deposited in this Court. Said amount be paid to the applicants equally.

(R.G. AVACHAT, J.)

SSD