

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

CIVIL APPLICATION NO. 9499 OF 2021

IN

FIRST APPEAL STAMP NO. 30907 OF 2019

Subhash Pundalik Kakde and others ... Applicants

Versus

Royal Sundaram Alliance Insurance Co. Ltd.
and others ... Respondents

....

Mr. V. S. Bhale, Advocate for applicants

Mr. A. S. Deshpande, Advocate for respondent No.1

Mr. N. L. Chaudhari, Advocate for respondent No.3

Mr. V. N. Upadhye, Advocate for respondent No.6

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CORAM : R. G. AVACHAT, J.

DATED : 15th SEPTEMBER, 2021

PER COURT :-

1. Heard. Perused the impugned award.

2. The challenge in this appeal is on the ground of quantum and negligence of the driver of the other vehicle involved in the accident. So far as the applicants-claimants are concerned, it is a case of composite negligence. In view of the same, the applicants are permitted to withdraw 80% of the amount in deposit with this Court on furnishing usual undertaking to the satisfaction of the Registrar (Judicial) of this Court.

3. The civil application is disposed of.

[R. G. AVACHAT, J.]

SMS