

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

CIVIL APPLICATION NO. 9774 OF 2021

IN

FIRST APPEAL NO. 1862 OF 2020

Pushpa Kailas Barde and others ... Applicants

Versus

United India Insurance Co. Ltd., and others ... Respondents

....

Mr. D. R. Jayabhar, Advocate for applicants

Mr. A. D. Soman, Advocate for respondent No.1

Mr. V. V. Tarde, Advocate for respondent Nos. 2 and 3

....

CORAM : R. G. AVACHAT, J.

DATED : 22nd SEPTEMBER, 2021

PER COURT :-

. Heard.

2. Perused the impugned award. The challenge is on the ground of quantum and want of vehicle fitness certificate. The amount has been directed to be paid to the original petitioners and respondent Nos. 4 to 7. The amount of compensation has also been directed to be paid in proportion given under the impugned award.

3. In the factual backdrop, 75% amount is permitted to be withdrawn by the petitioners and the respondent Nos. 4 to 7. 50% on furnishing undertaking and 25% on furnishing solvent security/surety or bank guarantee. The amount payable to these applicants therefore be paid in this proportion only.

4. The amount payable to the minors be kept in fixed deposit in any nationalised bank till they attain the age of majority.
5. The amount be transferred to the Motor Accident Claims Tribunal at Ahmednagar, for being paid to the claimants there.
6. The undertaking and other necessary papers be transmitted to this Court, no sooner those would be submitted.
7. The civil application stands disposed of.

[R. G. AVACHAT, J.]

SMS