

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

**CIVIL APPLICATION NO. 12927 OF 2021
IN
FIRST APPEAL NO. 1027 OF 2021**

Ramesh Vithalrao Samudre ... Applicant
Versus
Salimpasha Amirpasha Sayyed and others ... Respondents
....
Mr. D. D. Sarawade Patil, Advocate for applicant
Mr. S. S. Rathi, Advocate for respondent No.3
....

CORAM : R. G. AVACHAT, J.

DATED : 15th DECEMBER, 2021

PER COURT :-

. Heard.

2. Learned Advocate for the appellant – Insurance Company would submit that the claimant claimed to have been the second driver on the truck involved in the accident.

3. It, however, appears that one who was driving the vehicle at the relevant time was not injured and as such, there is no claim by him.

4. It is informed that both the legs of the applicant have been amputated below thigh.

5. In the fitness of things, the applicant is permitted to withdraw Rs.11,00,000/- as against usual undertaking.

6. The amount be transferred to the concerned Tribunal at Latur for being paid there. Civil application is disposed of.

[R. G. AVACHAT, J.]

SMS