

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

**CIVIL APPLICATION NO.13415 OF 2021
IN FA/741/2021**

**GOPAL MAHADEV SHINDE
VERSUS
M.S.R.T.C., THROUGH THE DIVISIONAL CONTROLLER, OSMANABAD**

Mr.M.U.Shelke, Advocate for applicant
Mr.A.B.Dhongade, Advocate for respondent

**CORAM : R.G. AVACHAT, J.
DATE : DECEMBER 23, 2021**

ORDER :-

Heard.

2. The applicant was riding Luna moped. The oncoming S.T. bus knocked him down. The appeal has been filed mainly on the ground of contributory negligence and quantum as well.

3. In the fitness of things, the applicant is permitted to withdraw 75% of the amount under the impugned award with interest accrued thereon, on furnishing usual undertaking to the satisfaction of learned Registrar (Judicial) of this Court.

3. 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.741 OF 2021

**M.S.R.T.C., THROUGH THE DIVISIONAL CONTROLLER, OSMANABAD
VS
GOPAL MAHADEV SHINDE**

Mr.A.B.Dhongade, Advocate for appellant
Mr.M.U.Shelke, Advocate for respondent

**CORAM : R.G. AVACHAT, J.
DATE : DECEMBER 23, 2021**

ORDER :-

Learned counsel for the parties agreed to work out the appeal finally at admission stage.

2. Print dispensed with.
3. Stand over to 27.01.2022.

[R.G. AVACHAT, J.]

KBP