

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

**CIVIL APPLICATION NO.13579 OF 2021
IN FA/136/2021**

**VIJAYA ADINATH SHIRSATH AND OTHERS
VERSUS
THE NEW INDIA ASSURANCE CO. LTD. AND ANR**

Mr.S.D.Jaybhar, Advocate h/f. Mr.D.R.Jaybhar, Advocate for applicants
Mr.S.R.Bodade, Advocate for respondent no.1

**CORAM : R.G. AVACHAT, J.
DATE : DECEMBER 17, 2021**

ORDER :-

Heard. Perused the impugned award.

2. It is a death claim. The challenge is mainly on the ground of validity to drive the vehicle involved in the accident and the quantum as well.

3. After going through the impugned judgment, the applicants are permitted to withdraw 70% of the amount under the impugned award with interest accrued thereon, on furnishing usual undertaking.

4. The amount be transferred to the Motor Accident Claims Tribunal, Ahmednagar, for being paid to them there. Undertaking shall be to the satisfaction of the Superintendent of the concerned Court. The application stands disposed of accordingly.

[R.G. AVACHAT, J.]

KBP