

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO. 2785 OF 2021
IN
FIRST APPEAL NO. 438 OF 2009**

SANTOSH
SUBHASH
KULKARNI

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Mansi Milind Ranade & ors. ...Applicants

In the matter between

The New India Insurance Co. Ltd. ...Appellant

Versus

Mansi Milind Ranade & ors. ...Respondents

Mr. Saurabh M. Raikar, for the Applicants/Respondents.

Mr. Devendranath Joshi, i/b Mr. Sandeep Jinsiwale, for the
Respondent/Appellant.

CORAM: N. J. JAMADAR, J.

DATED : 11th OCTOBER, 2021

PC:-

1. Heard Mr. Raikar, the learned Counsel for the applicants/respondent and Mr. Joshi, the learned Counsel for the respondent/appellant.

2. This application is taken out seeking extension of time to furnish undertaking in terms of the order dated 14th January, 2020, for withdrawal of the amount of interest accrued on the amount deposited by respondent no.1 – insurer, from August - 2010 till the date of the said order.

3. The applicants have assigned reasons for not complying with the said condition within the stipulated period. Hence, to advance the cause of justice, time to furnish the undertaking in

terms of paragraph 4 of the order dated 14th January, 2020, stands extended by six weeks from today.

4. In addition, the applicants are allowed to withdraw the interest on the said amount in terms of the order dated 14th January, 2020, accrued thereon, from August - 2010 till 30th September, 2021.

5. Subject to aforesaid modification, the Tribunal shall release the amount of interest in terms of the order dated 14th January, 2020.

6. The application accordingly stands disposed of.

7. All concerned to act on an authenticated copy of this order.

[N. J. JAMADAR, J.]