

Andreza

**IN THE HIGH COURT OF BOMBAY AT GOA
MISC. CIVIL APPLICATION NO. 142 OF 2021
IN
FIRST APPEAL NO. 121 OF 2019**

Mahesh Ramnath Naik & 3 Ors.	... Applicants
<i>Versus</i>	
Bajaj Allianz General Insurance Co.Ltd. Thr. Its Aut. Sign. Irfan Shaikh & anr.	... Respondents

Mr. H. D. Naik, Advocate for the Applicant.
Mr. P. Shirodkar, Advocate for the Respondents.

**CORAM: C. V. BHADANG, J
DATED: 19 April 2022**

P.C.

1. This is an application for withdrawal of part of the compensation deposited by the original appellant-Insurance Company. The compensation is granted in respect of death of the wife of the Applicant no.1 in a vehicular accident. The second and third Applicants are respectively the daughter and the son of the Applicant. The ground is that the daughter has attained majority and is of a marriageable age and provision has to be made for her marriage.

2. A perusal of the impugned award passed by the Tribunal shows that the Tribunal had permitted the Applicant no.1 to withdraw an amount of ₹ 5,00,000/-.

3. After hearing the learned Counsel for the parties and considering the circumstances as mentioned above, a withdrawal of ₹ 10,00,000/- (Rupees Ten Lakhs only), can be permitted.

4. In that view of the matter, the Applicant no.1 is permitted to withdraw an amount of ₹10,00,000/- (Rupees Ten Lakhs only) from the amount of compensation deposited. The remaining amount shall continue to stay invested in a fixed deposit in any Nationalized Bank.
5. Civil application is disposed of in the aforesaid terms.

C. V. BHADANG, J

ANDREZA PEREIRA Digitally signed by ANDREZA PEREIRA
Date: 2022.04.19 18:09:46 +05'30'