

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

**INTERIM APPLICATION NO.19838 OF 2022
IN
FIRST APPEAL NO. 1225 OF 2022**

Smt. Shubhangi Tatyasaheb @ Kapil Patil
and Ors.

...Applicant

Versus

The Manager, Bajaj Allianz General
Insurance Company Ltd.

...Respondents

...

Mr. Akshay Kulkarni for the Applicants
Mr. Sarthak S. Diwan for the Respondent

CORAM: SMT. ANUJA PRABHUDESSAI, J.

DATED : 18th NOVEMBER, 2022.

P. C. :-

1. By this application the Applicants, who are the original Claimants have sought withdrawal of the compensation deposited by the Appellant-Insurance Company.

2. Having considered the reasons stated in the application and the grounds raised in the appeal memo, at this stage, the Applicant, original Claimant No.1 is permitted to withdraw 10% of the compensation and Claimant Nos.3 and 4 are permitted to withdraw 5% each with proportionate interest accrued thereon subject to an

undertaking that the amount will be refunded with interest in the event the Appellant succeeds in the appeal. Claimant No.2 is a minor and hence I am not inclined to allow withdrawal at this stage. 10% of compensation with proportionate interest accrued thereon be invested in the name of Respondent No.2 with liberty to the Claimant No.1 to withdraw quarterly interest.

3. The application stands disposed of.

(SMT. ANUJA PRABHUDESSAI, J.)