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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BEFORE THE NATIONAL LOK ADALAT
CIVIL APPELLATE JURISDICTION
FIRST APPEAL NO.1033 OF 2018**

Brihan Mumbai Mahanagar
Palika Through the General Manager,
Bombay, Electric Supply and
Transport Undertaking, Electric House
Colaba, Mumbai-400 005
(Owner of BEST bus No. MH-01-AO-0478)

.....Appellant

vs.

1. Smt Kirti Kamlakar Sawant
(Wife of Deceased)
Aged : 40 years
2. Kum Sanket Kamlakar Sawant
Son of the deceased
Aged : 21 years
3. Kum Sakshi Kamlakar Sawant
Daughter of the deceased
Aged : 11 years
All residing at A/108 Ganesh Darshan
1st Floor, Anant Surve Marg
Umarkhadi, Mumbai-400 009

.....Respondents

Mr. Hemal Dedhia i/b. M/s. Navdeep Vora & Associates, Advocate for the Appellant.

Ms. Varsha Chavan, Advocate for Respondent Nos. 1 to 3.

Smt Kirti K Sawant – Respondent No. 1 – present

Kum Sakshi K Sawant – Respondent No. 3 – present.

RAJESHWARI
RAMESH
PILLAI

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by RAJESHWARI
RAMESH PILLAI
Date:
2022.11.16
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CORAM : Gauri Godse, J.
Head of the Panel
: H.M.Bhosale,
Registrar, Judicial II
: P.A.Patki,
Deputy Registrar,
A Civil Br. PIO

DATE : 12th November 2022

P.C.

1. Learned counsel appearing for the parties have tendered consent terms. Consent terms are taken on record and marked “X” for identification with today’s date. We have perused the consent terms. Consent terms are proper. Consent terms are signed by Respondent Nos. 1 for himself and as constituted attorney of Respondent No. 2, Respondent no. 3 and authorised signatory of the Appellant and Advocates for the respective parties. Parties are present in court. They are identified by their respective Advocates.

2. Parties are allowed to withdraw the amount with interest from MACT, Mumbai as stated in Clause 3, 4 and 6 of the consent terms.

3. Statutory deposit amount, if any, lying in this court to be transferred to MACT, Mumbai along with accrued interest.

4. First Appeal is disposed in terms of the consent terms. No order as to costs.
5. By consent the impugned judgment and award stand modified in terms of the consent terms. Decree to be draw up accordingly.
6. Refund of court fees permitted, as per law.
7. In view of the consent terms all pending Applications stand disposed of as infructuous.
8. All parties and the concerned Tribunal to act on the authenticated copy of this Order.

P.A.Patki
Member

H.M.Bhosale
Member

Gauri Godse, J.
Head of the Panel