

Arun

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
FIRST APPEAL NO. 31 OF 2022**

The New India Assurance Co Ltd ...Appellant
Versus
Poonam Sachin Awte & Ors ...Respondents

Mr Himanshu Takke, i/b Milind V More, for the Appellant.
Mr Vishal Navale, i/b Tejas Dande & Associates, for Respondents Nos.
3 and 4.

**CORAM G.S. Patel &
 Gauri Godse, JJ.**
DATED: 18th October 2022

PC:-

ARUN
RAMCHNDRA
SANKPAL

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by ARUN
RAMCHNDRA
SANKPAL
Date: 2022.10.19
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1. Mr More has written instructions by email from the Appellant-Insurer to withdraw the First Appeal. We have seen the email. In view thereof, the Appeal is dismissed as unconditionally withdrawn.
2. The original Claimants are at liberty to withdraw the entire amount deposited without any requirement of either a security, bank guarantee or an undertaking.
3. Court fees are to be refunded in accordance with the Rules. For the purposes of Section 43 of the Maharashtra Court Fees Act

and the proviso to that Section, today's date is the date of making a claim for repayment. The Registrar (Judicial) will issue a certificate for a refund of Court Fees computed according to the Rules. He will act on production of an authenticated copy of this order without requiring a separate application.

(Gauri Godse, J)

(G. S. Patel, J)