

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BEFORE THE NATIONAL LOK ADALAT
CIVIL APPELLATE JURISDICTION
FIRST APPEAL NO. 136 OF 2009
WITH
CIVIL APPLICATION NO. 4745 OF 2008
IN
FIRST APPEAL NO. 136 OF 2009**

The Divisional Manager the
New India Assurance Co.

... Appellant

Vs.

Geeta Ananta Tarekar and Ors

... Respondents

Ms. Poonam Mittal, Advocate for the Appellant/Applicant.

Mrs. Lata S. Iyer, Chief Manager and Regional Office-In-Charge, Mumbai legal Hub, for New India Assurance Co. Ltd

Mr Dattatraya Pandey and Mr. Sourin Shaha, Administrative Officers for New India Assurance Co. Ltd.

None for the Respondent.

CORAM : **Gauri Godse, J.**
(HEAD OF THE PANEL)

V.A. Sathe
OSD at Court Receiver
(Appellate Side), MEMBER

R.V. Wanwadi,
DEPUTY REGISTRAR
(Inspection), MEMBER

DATE : **13th August, 2022**

P.C. :

1. Mentioned. Not on board. Taken on production board.
2. Ms. Poonam Mittal, learned Advocate appears for the Appellant-Insurance Company. She has written instruction to

withdraw the Appeal. Hence, allowed to withdraw the Appeal. Since the amount is already deposited in Motor Accident Claims Tribunal, Raigad at Alibaug, in view of withdrawal of Appeal, Respondents-Claimants are entitled to withdraw the entire amount with accrued interest.

3. Since, at the time of filing of the Appeal, some of the claimants were minor, the learned Member of the Motor Accident Claims Tribunal, Raigad at Alibaug, is requested to pass necessary directions for protecting the interest of the minors if any at the time of withdrawal of amount.

4. The Appellant shall be entitled to refund the court fees as per the applicable Rules. Statutory amount if any deposited in this court to be transferred to the Motor Accident Claims Tribunal, Raigad at Alibaug along with accrued interest.

5. In view of above, pending civil application also stands disposed of.

6. First Appeal disposed of as withdrawn.

(R.V.Wanwadi)
Member

(V.A. Sathe)
Member

(Gauri Godse,J.)
Head of the Panel