

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

VAISHALI
ANIL
TIKAM

INTERIM APPLICATION No. 1990 OF 2022
IN
FIRST APPEAL No. 1421 OF 2008

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Smt. Anusaya Jeevarba Sawant and Ors. ...Applicants
Vs.
The Oriental Insurance Co. Ltd., Pune ...Respondents

* * * *

**Mr. Dheeraj patil i/b. D.S. Patil for Applicant in IA
1990/2022**
**Mr. B.C. Sawant i/b. Minal J. Chandnani for Appellant
in FA/1421/08**

Coram : Sandeep K. Shinde, J.

Dated: 29th APRIL, 2022.

P.C. :

1. Pending appeal, the Oriental Insurance Co. Ltd. has deposited compensation in the Motor Accident Claim Tribunal at Gadhinglaj, Kolhapur in pursuant to the Judgment and Award passed in Motor Accident Claim Petition No. 09/2003.
2. Respondents-Original Claimants seek leave to withdraw the amount of compensation.

3. Application is opposed by the learned counsel for the Appellant.

4. In consideration of the facts and for the reasons stated in the application, the Claimants in M.A.C.P. No. 09/2003 are permitted to withdraw 50% amount of compensation with interest accrued thereon till 31st March, 2022 subject to undertaking, to refund the amount, in the event, Appellant succeeds in First Appeal. Application is partly allowed and disposed of.

(Sandeep K. Shinde, J.)