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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

**Civil Application (CAF) No. 5280 / 2008
Alongwith
Civil Application (CAF) No. 5281 / 2008
in
First Appeal Stamp No. 24381 / 2008**

New India Insurance Co.

... Applicant

Versus

Jomibai Nathuram Porji and Anr.

... Respondents

Ms. Poonam Mital, Advocate for Applicant.

Mr. D.R. Mahadik i/by T.J. Mondon, Advocate for Respondent No.1.

CORAM : SANDEEP K. SHINDE, J.

DATE : 17th FEBRUARY, 2022.

P.C.

1. New India Assurance Company Ltd. - Appellant, seeks leave to withdraw the appeal. Leave granted. Appeal is disposed of as withdrawn.

2. Office shall transfer the statutory deposit to the Motor Accident

Claim Tribunal, Raigad in Motor Accident Claim Petition (MACP) No. 135/2005.

3. The Appellant is entitled to claim refund of Court Fees as per Rules.

4. Mrs. Mital, learned Counsel for the Appellant on instructions, submits that the Appellant shall deposit the decretal amount with interest and cost within four weeks from today. Statement is accepted as an Undertaking to this Court.

5. The appeal and all civil applications therein, are disposed of in the aforesaid terms.

(SANDEEP K. SHINDE, J.)