

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

**INTERIM APPLICATION NO.2522 OF 2022
IN
FIRST APPEAL NO.1199 OF 2022**

Baban Shankar Kumbhar ...Applicant

Versus

New India Assurance Co. Ltd. ...Respondent

...

Ms Kavita Anchan for the Applicant.

Mr. Milind More for the Appellant/Respondent.

CORAM: SMT. ANUJA PRABHUDESSAI, J.

DATED : 20th OCTOBER, 2022.

P. C. :-

1. The Applicant, who is original Claimant has sought withdrawal of the compensation awarded by the Claims Tribunal, Mumbai in MACP No.2658 of 2009.

2. Having considered the reasons stated in the application and the grounds raised in the appeal memo, the Applicant is allowed to withdraw 50% of the compensation with proportionate interest accrued thereon subject to filing of an undertaking to refund the money in the

event the Appellant succeeds in the appeal.

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3. Application stands disposed of.

(SMT. ANUJA PRABHUDESSAI, J.)