

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CIVIL APPLICATION [CAF] NO.1028 OF 2022

IN

FIRST APPEAL ST. NO. 16880 OF 2019

[United India Insurance Company Limited .vs. Rashmikant s/o Shivnandan Trivedi and others]

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri C.A. Anthony, Advocate for appellant,
Shri D.S. Khushlani, Advocate for respondent no.1.
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CORAM : SMT. M.S. JAWALKAR, J.

DATE : 06/09/2022.

Present application is filed by applicant-respondent no.1 for grant of permission to withdraw the amount deposited by the appellant.

2. Learned counsel for the appellant draw my attention the notes of claim dated 29.11.2019, from which, it appears that there is dispute only in respect of excess amount of Rs.7,00,000/-.

3. For the reasons stated in the application, it would be in the interest of justice to allow the respondent no.1 to withdraw the amount of Rs.7,00,000/- along with accrued interest. The amount is already deposited on 20.01.2020. Accordingly, the application is partly allowed.

4. Respondent no.1 is permitted to withdraw the amount of Rs.7,00,000/- along with accrued interest.

5. Registry is directed to disburse the same in the account of respondent no.1, after verifying the bank details.

6. Application is allowed and disposed of.

[Smt. M.S. Jawalkar, J.]

Gulande