

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

CIVIL APPLICATION [CAF] NO.1681 OF 2022

IN

FIRST APPEAL NO.1289 OF 2018 [DECIDED]

[Reliance General Insurance Company Limited .vs. Deepali wd/o Sunil Gawai 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 D.N. Kukday, Advocate for the appellant,
Shri S.S. Patil, Advocate for respondent nos.1 to 6.
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CORAM : SMT. M.S. JAWALKAR, J.

DATE : 05/09/2022.

Present application is filed for grant of permission to withdraw the amount of Rs. 10,13,179/- along with interest deposited by the petitioner. The appeal came to be withdrawn by the appellant vide order dated 30.06.2022. In view thereof, there is no impediment in allowing the petitioners to withdraw the amount as per award.

2. As per award, Mahendra s/o Ganesh Gawai (petitioner no.4) was refused compensation.

3. In view of above, respondent no.1 i.e. petitioner no.1 was awarded compensation at Rs.2,28,550/-. Respondent nos.2 and 3 i.e. petitioner nos.2 and 3 were entitled to receive Rs.2,28,550/- each in their share and directed to be invested in fixed

deposit in any nationalized bank till they attain the age of majority. So also the respondent no.5 is entitled to receive Rs.2,74,260/- and the petitioner no.6 is entitled for an amount of Rs.1,82,840/-. The total amount of compensation is deposited by the appellant-company and that will have to be disbursed in their share along with proportionate interest accrued thereon. The petitioner no.1 is directed to invest the amount in the share of respondent nos.2 and 3 in any nationalized bank till they attain the age of majority.

4. Registry is directed to disburse the amount as aforesaid. Civil Application is allowed and disposed of.

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

Gulande