

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

CIVIL APPLICATION (CAF) NO. 126 OF 2022
IN
FIRST APPEAL NO. 1285 OF 2018

The Oriental Insurance Company Ltd., Division Office, Amaravati thr. its Regional Manager, Nagpur

...VERSUS...

Bulai Wd/o. Jairam Kasdekar and ors.

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

Court's or Judge's order

Shri. Cecil A. Anthony, Advocate for appellant.

Shri Sawan Alaspurkar, Advocate for respondent no. 1/applicant.

Ms. Shivani Khandelwal, Advocate h/f. Shri D.S.Khushlani, Advocate for respondent no. 2.

CORAM : SMT. M. S. JAWALKAR,J.

DATE : 22th JULY, 2022.

1. The present application is filed by respondent no. 1/applicant for permission to withdraw the amount deposited by the appellant.

2. The learned counsel appearing for the appellant submits that in similar matter, 50% of the amount is allowed to be withdrawn. In view thereof, he has no objection for allowing the applicant to withdraw 50% of amount.

3. By this application, it is also brought on record that respondent no. 1/applicant is only the legal heir of respondent no. 3 who has expired on 08/12/2012. The applicant has also placed on record the legal heir certificate issued on 09/12/2019 by the learned Civil Judge, Junior Division, Dharni, Distt. Amaravati.

4. In view of no objection, the application is partly allowed.
5. The applicant/respondent no. 1 is allowed to withdraw 50% of the amount deposited by the appellant.
6. The Registry is directed to disburse 50% of the amount along with interest in the account of respondent no. 1 after verifying the bank details.

FIRST APPEAL NO. 1285 OF 2018

At the joint request, place this matter along with connected First Appeal No. 1263/2018, First Appeal No. 1284/2018, First Appeal No. 1286/2018 before **National Lok Adalat** scheduled to be held on 13/08/2022.

(Smt. M.S. Jawalkar, J.)

B.T.Khapekar