

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

48 CIVIL APPLICATION NO.14077 OF 2023
IN FA/2335/2023

WITH

CA/7252/2023 IN FA/2335/2023

WITH

FA/2335/2023

SAGUNA GORAKH VANJARI & OTHERS
VERSUS
THE NEW INDIA ASSURANCE COMPANY LTD & OTHERS

...

Advocate for Applicants : Ms.Sanyukta N. Suryawanshi h/f.
Mr. Sanket N. Suryawanshi

Advocate for Respondent no.1 : Mr.M.R.Deshmukh

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CORAM : ARUN R. PEDNEKER, J.

DATE : 28.11.2023

P.C. :

A] ORDER IN CIVIL APPLICATION FOR
WITHDRAWAL

1] Heard the learned counsel for the applicants.

2] First Appeal is filed on the ground of absence of
driving license of the driver of the offending vehicle, fitness
certificate of the vehicle, so also, quantum.

3] Having heard the learned counsel for the
parties, I deem it appropriate to permit the applicants, viz.

widow, parents and two major children, to withdraw 60% of the amount deposited in this Court along with accrued interest thereon till date to the extent of their share. The share of the minor child be kept in FDR on yearly basis. Civil Application is disposed of.

B] ORDER IN CIVIL APPLICATION FOR STAY

Since the appellant – Insurance Company has deposited the amount as directed by this Court, the interim stay granted by this Court stands confirmed. Civil Application is disposed of accordingly.

C] ORDER IN FIRST APPEAL

1] First Appeal is **admitted**. On admission, Mr.S.N.Suryawanshi, learned counsel waives notice for respondent nos.1 to 4 and 6.

2] Call R. & P.

[ARUN R. PEDNEKER]
JUDGE

DDC