

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

934 CIVIL APPLICATION NO.8006 OF 2023
IN FAST/18758/2023 WITH CA/8007/2023 IN FAST/18758/2023 WITH CA/
13538/2023 IN FAST/18758/2023

THE DIVISIONAL MANAGER RELIANCE GENERAL INSURANCE CO LTD
VERSUS
SAHIL SARFARAJ SHAIKH AND 8 OTHERS

...
Advocate for Applicant : Mr. A.S. Usmanpurkar
Advocate for Respondents 1 to 5 : Mr. G.J. Kore
Advocate for Respondent 7 : Mr. S.S. Rath
...

CORAM : ARUN R. PEDNEKER, J.
DATED : 01/12/2023

PER COURT :

1. Present appeal is filed by the Insurance Company on the ground of quantum of compensation and contributory negligence. Ad-interim stay is granted by this Court subject to deposit of entire amount of compensation.
2. Civil Application No. 13538/2023 is filed for withdrawal of amount by the widow, two minor children and parents of the deceased.
3. Having heard the learned counsel for the parties, without going into the merits of the matter, I deem it appropriate to permit the widow and parents of the deceased to withdraw 60% of the compensation amount apportioned to their share along with the proportionate interest accrued thereon till date on furnishing usual undertaking to the satisfaction of the Registrar Judicial of this Court. The remaining amount be invested in F.D.R. in any nationalized bank on yearly renewal basis till final disposal of the appeal. Civil Application for withdrawal of amount is disposed of accordingly.
4. Since the appellant Insurance Company has deposited amount of

compensation as directed by this Court, the ad-interim stay granted earlier is confirmed. Stay application is disposed.

5. Appellant to take steps against the unserved respondents within six weeks.

6. List the matter on 19.1.2024.

[ARUN R. PEDNEKER J.]

ssc/