

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

**CIVIL APPLICATION NO.2291 OF 2023 IN  
FIRST APPEAL ST. NO. 19611 OF 2022**

Sou. Sindhubai w/o Vishnu Sonawane  
and another

Applicants

Versus

The New India Assurance Co. Ltd.  
And others

Respondents

Mr. K. B. Jadhav, advocate for the Applicants  
Mr. A. S. Usmanpurkar, advocate for Respondent No.1.

**CORAM : SANDIPKUMAR C. MORE, J.**

**DATE : 23<sup>rd</sup> February, 2023.**

**PC :**

Heard rival submissions.

The applicants are seeking withdrawal of entire amount of compensation, which has been deposited by the appellant-Insurance Company.

The learned Counsel for Respondent No.1- Insurance Company strongly opposed the application on the ground that the learned Tribunal has awarded exorbitant amount of compensation by wrongly considering the notional

income of minor boy to the extent of Rs.8000/- per month and also added 40% future prospects.

Therefore, at this juncture, the applicants are permitted to withdraw 50% of the deposited amount along with accrued interest thereon till date by furnishing usual undertaking to the satisfaction of Registrar (J) of this Court. The aforesaid amount be distributed between the applicants in equal proportion. The remaining amount be invested in FDR, in any Nationalised Bank, on yearly renewal basis till final disposal of the appeal.

Civil Application is disposed of.

**(SANDIPKUMAR C. MORE)**  
**JUDGE**

adb

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

**CIVIL APPLICATION NO.11306 OF 2022 IN  
FIRST APPEAL ST. NO. 19611 OF 2022**

The New India Assurance Co. Ltd. Applicant

Versus

Sou. Sindhubai w/o Vishnu Sonawane  
and others Respondents

Mr. A. S. Usmanpurkar, advocate for the Applicants  
Mr. K. B. Jadhav, advocate for Respondents No.1 & 2.

**CORAM : SANDIPKUMAR C. MORE, J.**

**DATE : 23<sup>rd</sup> February, 2023.**

**PC :**

The applicant-Insurance Company is seeking  
condonation of delay of only 33 days.

Considering the short period of the delay, it stands  
condoned.

Appeal be placed for admission after removal of  
office objections, if any.

Civil Application is disposed of.

**(SANDIPKUMAR C. MORE)  
JUDGE**