

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

**26 CIVIL APPLICATION NO.579 OF 2023
IN FA/1612/2022**

**DWARKABAI W/O PUNJAJI DAWANGE AND ANOTHER
VERSUS
SADASHIV S/O DAGADU PATIL**

...
Advocate for Applicants : Mr. Gore Ravindra Vitthal
Advocate for Respondent No.1 : Mr. Nilkanth R. Pawade
...

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 23.01.2023

PER COURT :

Heard rival submissions. The applicants -claimants are seeking withdrawal of entire amount of deposited amount along with the interest. The learned counsel for respondent No.1-owner strongly opposed the application on the ground that his vehicle was not involved in the accident.

2. However, on perusal of judgment itself, it is evident that the offence in respect of the accident was registered against the vehicle of respondent No.1. Moreover, out of the compensation only 25% of the amount has been deposited. In view of the same, the applicants are permitted to withdraw the entire deposited amount in this matter along with the accrued interest thereon by furnishing usual

undertaking to the satisfaction of the learned Registrar (Judicial) of this Court.

3. The application is accordingly disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

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shp/-