



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO.3448 OF 2023
IN
FIRST APPEAL NO.421 OF 2023
WITH
CIVIL APPLICATION NO.1351 OF 2016**

Mr. Baiju Veleayudhan Kalakodath ... Applicant
(Original Applicant)

In the matter of :

IFFCO-Tokio General Insurance
Co. Ltd. ... Opponent
(Original Insurer)

Versus

Mr. Baiju Veleayudhan Kalakodath ... Applicant
(Original Applicant)

Mr. Bhudev S. Mhatre ... Respondent No.2
(Original Insured-Opp. Party)

Mr. Jitendra Gor the Applicant.

Ms. Jyoti Bajpayee for Respondent/Original Insurer.

CORAM : NITIN B. SURYAWANSHI, J.

DATE : 27 OCTOBER 2023

P.C.

. Heard.

2 This is an application filed for withdrawal of the compensation amount deposited by the Respondent/Original Insurer. Learned Counsel for the Respondent has vehemently opposed the application,

contending that Applicant is not entitled for compensation as there is no employer and employee relationship.

3 For the reasons stated in the application, Interim Application is allowed. The Applicant is permitted to withdraw 50 per cent of compensation amount deposited by the Respondent/Original Insurer on furnishing the undertaking. Interim Application is disposed of.

(NITIN B. SURYAWANSHI, J.)