

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 16628 OF 2023

IN

FIRST APPEAL NO. 1076 OF 2016

Vasant Dattatraya Chanmal (Deceased) and Ors. Applicants

IN THE MATTER OF

United India Insurance Co. Ltd. ... Appellant

Versus

Vasant Dattatraya Chanmal (Deceased) and Ors. Respondents

Mr. Milind R. Deshpande, Advocate for Applicants.

Mr. Amol Gatne, Advocate for Respondents.

CORAM : SHIVKUMAR DIGE, J.

DATE : 6th DECEMBER, 2023

P.C. :

1. Leave to carry out amendment forthwith.
2. Learned counsel for the applicants submits that this Court has disposed of the appeal of Insurance company and permitted the applicants to withdraw the amount. Accordingly, application was filed before the Tribunal for withdrawal of the amount but the Tribunal has rejected the said application of applicant Nos.4 and 5. Applicant Nos. 4 and 5 are major and they require the amount for their personal need.

3. Learned counsel for the appellant - Insurance Company submits that appropriate order be passed.
4. I have heard both the learned Counsel. The appeal is already disposed of and applicant Nos. 4 and 5 needs the amount for their personal purposes, they are major.
5. Hence, Motor Accident Claims Tribunal, Solapur (for short “the Tribunal”) is requested to consider the application if filed by applicant Nos. 4 and 5 and decide it on merit, as early as possible.
6. Interim Application is disposed off.

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(SHIVKUMAR DIGE, J.)