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Uday S. Jagtap

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

**CIVIL APPLICATION NO. 1804 OF 2019
IN
FIRST APPEAL (ST.) NO. 20398 OF 2015**

Mrs. Aphasari Samidali Khan & Ors. .. Applicants

Vs.

The New India Assurance Co. Ltd. .. Respondent

.....

Ms. Amin Khan i/b Mr. A.M. Gokhale for the applicants

Ms. Pooja Yadav a/w Mr. D.R. Mahadik for respondent nos. 1 to 5

.....

CORAM : PRITHVIRAJ K. CHAVAN, J.

DATED : 5th JUNE, 2023

P.C.

1. This is an application for withdrawal of the amount of compensation deposited by the insurer.
2. Heard learned Counsel for the applicants and the respondent.
3. The applicants are allowed to withdraw 50% of the amount of compensation with accrued interest as on today, subject to undertaking that if the appeal succeeds, they will deposit the entire

amount with interest as may be directed. The amount of compensation be apportioned amongst the respondents in equal proportion after due verification.

4. The application is disposed of.

(PRITHVIRAJ K. CHAVAN, J.)