



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CIVIL APPLICATION (CAF) NO. 1963/2023 IN
FIRST APPEAL STAMP NO. 3537/2019

United India Insurance Co. Ltd., through its Regional Manager, Nagpur
Vs.
Smt. Bhumika Wd/o Sanjay Sutay and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders or directions
and Registrar's orders

Court's or Judge's orders

Shri. C.A. Anthony, Advocate for appellant
Shri P.S. Wathore, Advocate for respondent Nos. 1 to 3

CORAM : SMT. M.S. JAWALKAR, J.
DATE : 17/08/2023

Present application is filed for grant of permission to serve respondent No.4 by paper publication.

2. For the reasons stated in the application, application is allowed.

3. Permission is granted to serve respondent No.4 by paper publication.

4. Appellant to take necessary steps.

5. Application stands disposed of.

CIVIL APPLICATION (CAF) NO. 1962/2023

Present application is filed for withdrawal of the compensation amount deposited by the appellant.

2. Learned Counsel for appellant vehemently opposed the application.

3. It appears that this Court vide order dated 05/08/2019, allowed the applicant to withdraw 50% of amount of compensation, after furnishing usual undertaking.

4. The total amount deposited by the appellant is Rs.62,04,006/-.

5. As such respondents/claimants have already withdrawn amount of Rs.31,02,003/-. As such, out of out of balance compensation amount, it would be appropriate to allow to withdraw 50% of the same on of furnishing surety to the satisfaction of Registrar (Judicial). Accordingly, application is partly allowed.

6. Applicants are permitted to withdraw 50% of remaining compensation amount on furnishing surety to the satisfaction of Registrar (Judicial) of this Court.

7. Application stands disposed of.

(SMT. M.S. JAWALKAR, J.)