



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

CAF NO.3609 OF 2023 IN
FIRST APPEAL NO.113 OF 2021

CHOLAMANDALAM MS GENERAL INSURANCE CO. LTD., THR. BRANCH MANAGER,
NAGPUR VS SMT. FARIDABANO ABDUL RASHID AND OTHERS

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

Court's or Judge's Order

Ms Naik, Advocate for the Appellant/s
Shri Alaspurkar, Advocate for the Respondent Nos.1 to 5

CORAM : ANIL S. KILOR, J.

DATE : 14.12.2023

1. Heard.
2. This is an application for withdrawal of amount deposited by the appellant.
3. The respondent Nos.1 to 4 and 4A are seeking permission to withdraw the amount for the reason that there is a marriage in their family on 04.02.2024.
4. Considering the reasons recorded by this Court in the order dated 04.01.2022, more particularly, in paragraph 9 of the order, I am of the opinion that if the respondent nos.1 to 4 and 4A are permitted to withdraw Rs.1 Lakh, no prejudice would be caused to the appellant. Accordingly, the application is **partly allowed**.
5. The respondent Nos.1 to 4 and 4A are permitted to withdraw Rs.1 Lakh from the balance amount lying with the Registry, deposited by the appellant.

6. The Registry is directed to release the amount in the name of one of the respondents out of the respondent Nos.1 to 4 and 4A if others give consent in favour of anyone of them, else equal amount shall be disbursed in the name of respondent Nos.1 to 4 and 4A.

[ANIL S. KILOR, J.]