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IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 2647 OF 2020
IN
FIRST APPEAL NO.797 OF 2019

Jyoti Chandrabhan Pennewar and Others

APPLICANTS

VERSUS

Tata AIG General Insurance Co., LTD
Through its Manager Pune & Another

RESPONDENTS

.....
Mr. V. D. Patnurkar, Advocate for the Applicants
Mr. S. S. Patil, Advocate for Respondent No.1
.....

[CORAM : NITIN B. SURYAWANSHI, J.]

DATE : 13th DECEMBER, 2024

ORDER :

1. Heard.

2. This application is filed for withdrawal of compensation amount deposited by the Insurer towards death claim. Compensation of Rs.10,78,000/- is awarded by the MACT. The Insurer has deposited Rs.13,20,020/-.

3. Learned Advocate for the Insurer has strenuously opposed the Application by arguing on the merits of the appeal.

4. The accident in question has taken place on 29th December, 2016 and the Tribunal has passed Award on 11th

September, 2018.

5. The Claimants have not received any compensation till date. In that view of the matter, the Application is partly allowed. Claimants are permitted to withdraw an amount of Rs.5 lakh along with proportionate accrued interest, by submitting usual undertaking to the satisfaction of the Registrar (Judicial) and Rs. 5 lakh by furnishing solvent surety / security. The balance amount be invested in fixed deposit in any nationalized bank to be renewed from time to time, till disposal of the First Appeal.

[NITIN B. SURYAWANSHI]
JUDGE

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