



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**1029 CIVIL APPLICATION NO. 1438 OF 2024 IN
FAST/1636/2024**

Divisional Manager, The New India Assurnace Company Ltd

VERSUS

Kavita Sunil Datir And Ors

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Advocate for Applicant : Mr. Anagha Vasantrao Rotte

Advocate for Respondents : Mr. R B Dhakane

...

AND

CIVIL APPLICATION NO. 1439 OF 2024 IN FAST/1636/2024

Divisional Manager, The New India Assurnace Company Ltd

VERSUS

Kavita Sunil Datir And Ors

...

AND

**CIVIL APPLICATION NO. 8621 OF 2024
IN FAST/1636/2024**

CORAM : S. G. CHAPALGAONKAR, J.

Dated : August 16, 2024

PER COURT :-

CIVIL APPLICATION NO.1438 OF 2024 IN FA ST 1636 OF 2024 :-

1. Heard learned advocate appearing for the applicant and learned counsel appearing for original claimants.
2. Although, other respondents are served, they failed to cause appearance.
3. Considering the averments in the application and submissions advanced, application is allowed. Delay caused in

filing the appeal is condoned. Appeal be registered. On registration of appeal, call for Record and proceedings.

CIVIL APPLICATION NO. 1439 OF 2024 IN FAST/1636/2024 :-

PER COURT :-

4. Learned advocate appearing for the applicant-insurance company submits that the entire awarded amount has been deposited with the Registry of this Court in pursuance of the directions given by this Court.

5. Mr. Dhakane, disputes the quantification and submits that amount is not adequate.

6. Keeping the controversy open, civil application is allowed in terms of prayer clause 'B' and disposed off.

7. Civil application NO.8621 OF 2024 IN fast 1636 OF 2024 for withdrawal of amount be placed alongwith the appeal after four weeks on receipt of record and proceedings.

(S. G. CHAPALGAONKAR, J.)

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