



drp

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 6225 OF 2020
IN
FIRST APPEAL NO.3847 OF 2019

Shahin Khalid Shaikh and Others

APPLICANTS

VERSUS

Cholamandalam General Insurance Co
Ltd., Through Branch Manager and Another

RESPONDENTS

.....
Mr. Vinayak S. Bedre, Advocate for the applicants
Mr. Abhijit Choudhari, Advocate for respondent No.1
.....

[CORAM : NITIN B. SURYAWANSHI, J.]

DATE : 18th OCTOBER, 2024

ORDER :

1. This is an application for withdrawal of compensation amount awarded by the Motor Accident Claims Tribunal, by partly allowing the death claim filed by the applicants – claimants.
2. Learned advocate for respondent No. 1 – insurer has strenuously opposed the application stating that, exorbitant amount of compensation is awarded by the Tribunal, to which claimants are not entitled.
3. For the reasons stated in the application and considering the fact that the accident has taken place in the year 2016, the application is allowed on following terms:

Applicants are permitted to withdraw 50% of the amount along with proportionate accrued interest, on furnishing usual undertaking to the satisfaction of the Registrar (Judicial) and remaining 50% amount along with proportionate accrued interest, on furnishing solvent surety / security to the satisfaction of the Registrar (Judicial).

[NITIN B. SURYAWANSHI]
JUDGE

drp/ca6225-20.doc