



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

CIVIL APPLICATION NO. 3356 OF 2024 IN FA/4304/2023

ASHABAI ISHWAR PATIL AND ANOTHER
VERSUS
BAJAJ ALLIANCE GENERAL INSURANCE COMPANY LTD, 2ND FLOOR,
PANNA HEIGHTS, JAY NAGAR, JALGAON AND OTHERS

...
Advocate for Applicant : Mr. A. K. Tiwari holding for
Mr. Vijay Bhalerao Patil
Advocate for Respondent No.1 : Mr. M. R. Deshmukh
...

CORAM : S. G. MEHARE, J.

DATE : 05-04-2024

PER COURT :-

1. Heard the learned counsel for the applicants and the learned counsel for respondent No.1/appellant.
2. The appellant has a case that there was inordinate delay in lodging the first information report. After admission of the deceased to the hospital, there were no complaints of the road accident. Therefore, there is a serious doubt about involvement of the offending vehicle. Considering the grounds raised in the appeal, the following order is passed;

ORDER

- i) The application is partly allowed.
- ii) The applicants are permitted to withdraw 50% of the amount deposited with this Court with accrued interest, on furnishing undertaking that they would deposit the amount, if the impugned judgment and award is reversed.

**(S. G. MEHARE)
JUDGE**