



20-ca9019.2024

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

**CIVIL APPLICATION NO.9019 OF 2024
IN
FIRST APPEAL NO.1388 OF 2024**

Pinki wd/o. Vijay Chug and anr.
vs.
Amol Vijayrao Bhagwat and ors.

Mr.Sayed Rahmat Ali, Advocate for applicants
Mr.A.B.Kadethankar, Advocate for respondent no.2

**CORAM : R.G.AVACHAT AND
NEERAJ P. DHOTE, JJ.
DATE : AUGUST 23, 2024**

ORDER :-

This application has been filed by the original claimants for withdrawal of amount deposited by the insurance company, i.e. appellant before this court.

2. The challenge in the appeal is to the judgment and decree dated 31.01.2024, passed by learned Member, Motor Accident Claims Tribunal, Jalna, in M.A.C.P. No.254 of 2021. The appellant – Insurance Company has deposited entire amount before this Court.

3. Considering the nature of appeal, we permit the applicants to withdraw 75% of the amount deposited by the insurance company. The application is allowed in terms of prayer clause (B), on furnishing

usual undertaking to the satisfaction of learned Registrar (Judicial) of this Court. The apportionment be made as per the award. The application stands disposed of.

[NEERAJ P. DHOTE, J.]

[R.G. AVACHAT, J.]

KBP