



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

**19 CIVIL APPLICATION NO. 13620 OF 2024
IN FA/1928/2024**

RAHUL RAJENDRA MAHARNUR
VERSUS
MANOJ RAJENDRA GORE AND ORS

Mr.Shaikh M.A. Jahagirdar, Advocate for the applicant.
Mr.S.B. Bodade, Advocate for respondent No.2.

CORAM : KISHORE C. SANT, J.
DATE : 17.12.2024

PC :-

01. Heard parties. The main ground taken in the appeal is of contributory negligence. The motorcycle on which the injured was riding gave dash to a tractor from the front side and the second ground is that there is no functional disability caused to the applicant. Considering this, following order.

- (i) The application is partly allowed.
- (ii) The applicant is permitted to withdraw 50% of the amount deposited in this Court with accrued interest on furnishing usual undertaking.
- (ii) Remaining amount shall be deposited in fixed deposit of any nationalized bank to be renewed periodically till disposal of the appeal.

[KISHORE C. SANT, J.]