

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 1763 OF 2023
IN
FIRST APPEAL (ST) NO. 94240 OF 2020

Smt. Sangita Sunil Pimple and Ors. ... Applicants

IN THE MATTER BETWEEN

Bajaj Allianz General Insurance ... Appellant
Com. Ltd.

V/s.

Smt. Sangita Sunil Pimple and Ors. ... Respondents

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Mr. Ashok Diwan, for the appellant.

Mr. Onkar Warange, for the applicants in IA-1763-2023

CORAM : KISHORE C. SANT, J.

DATE : 1ST FEBRUARY 2024.

PC:

1. Heard.
2. This application is filed seeking withdrawal of the amount deposited by the Appellant-Insurance Company in the office the Commissioner for Employees Compensation and Judge, Labour Court, Mahad, District-Raigad under the Workmen's Compensation Act. The amount deposited is 7,68,560/- The applicants are the original applicants who have filed application seeking compensation under the

Workmen's Compensation Act. There is already finding recorded against the Appellant. This Court finds that the hearing of the appeal may take some time. It would not be proper to keep the amount lying in the office of Commissioner for Employees Compensation and Judge, Labour Court, Mahad, District-Raigad. The applicants are the dependents of the deceased employees. Hence the following order:

ORDER

- i) The applicants are entitled to withdraw the 50% of the amount deposited with accrued interest, if any. Giving an undertaking that if in case the appeal is allowed there shall be re-deposited the amount within six months thereafter.
 - ii) The Commissioner, Labour Court, Mahad to allow the withdrawal of the amount. The remaining of 50% amount shall be deposited in the Nationalised Bank till the disposal of the appeal.
3. The application is disposed of.

(KISHORE C. SANT, J)