

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO.1713 OF 2024
IN
FIRST APPEAL NO.232 OF 2023

Shabana Iqbal Sayed & Ors.

.... Applicants

V/s.

The Reliance General Insurance Co. Ltd., Respondents
Mumbai

Mr.Pramod Purav i/b Mr.Niketan Nakhawa, for the Applicant
Nos.1 to 4.

Ms.Kalpana Trivedi, for the Respondents.

CORAM : SHIVKUMAR DIGE, J.

DATE : 12th MARCH 2024

P.C:-

. Heard learned counsel for the Applicants.

2. The learned counsel for the Applicants submit that, the deceased was sole earning member of Applicant's family. The Applicants needs the amount for their daily expenses. They have no source of income. Hence, requested to allow the Application.

3. The learned counsel for the Respondent has objected to allow the Application on the ground that, the income

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considered by the Tribunal is on higher side. Hence, requested to dismiss the Application.

4. I have heard both the learned counsel.

5. The deceased was only earning member of the family, the Applicants needs the amount for their daily expenses. They have no source of income. The issue raised by the Respondent can be considered at the time of the final hearing. Hence, I pass following order.

ORDER

(i) The Application is allowed.

(ii) The Applicants are permitted to withdraw 50% amount along with accrued interest thereon on furnishing undertaking.

(SHIVKUMAR DIGE, J.)