

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 8555 OF 2024
IN
FIRST APPEAL (ST) NO. 3299 OF 2024

Kunda Baliram More	...	Applicant
In the matter of		
Maharashtra State Road Transport Corporation Thr. The General Manager & Anr.		Appellant
versus		
Kunda Baliram More		Respondent

Mr. Vasant N. More, Advocate for the Applicant.

Mr. Manjeet Lotankar i/b. Mr. D. D. Rananaware, Advocate for the Appellant.

CORAM : SHIVKUMAR DIGE, J.

DATE : 9th MAY, 2024.

P.C. :

1. Heard learned counsel for the applicant and learned counsel for appellant-Insurance Company.

2. By this application, the applicant is seeking withdrawal of the amount. It is the contention of learned counsel for the applicant that due to accidental injuries, the right leg of the applicant is amputated. The applicant has no source of income, he needs the amount for his daily expenses. Hence, requested to allow the application.

3. Learned counsel for appellant - Insurance Company submitted that the Tribunal has awarded compensation on higher side without any evidence on record. Hence, requested to reject the application.

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4. I have heard both learned counsel. The right leg of the applicant has been amputated due to accidental injuries. The applicant has no source of income, he needs the amount for his daily expenses. The grounds raised by the appellant-Insurance can be considered at the time of final hearing of the appeal. Hence, I pass the following order :

ORDER

1. The application is allowed.
2. The applicant is permitted to withdraw 40% amount along with accrued interest therein, out of the deposited amount on furnishing usual undertaking.

The application is disposed of.

(SHIVKUMAR DIGE, J.)