

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**CIVIL APPELLATE JURISDICTION**  
**INTERIM APPLICATION NO.10701 OF 2024**  
**(FOR WITHDRAWAL)**  
**with**  
**FIRST APPEAL NO. 1003 OF 2024**  
**and**  
**INTERIM APPLICATION NO.9749 OF 2024**  
**(FOR STAY)**

Abhay Vinodchand Shaha ... Applicant

In the matter of

Divisional Manager, The New India Assurance Co. ... Appellant  
Ltd., Mumbai.

versus

Abhay Vinodchand Shaha and anr. .... Respondents

Mr. Yogesh Pande, Advocate for Applicant/Respondent No.1.  
Ms. Jaya Shukla i/b. Ms. S. S. Dwivedi, Advocate for the Appellant.

**CORAM : ARUN R. PEDNEKER, J.**

**DATE : 22<sup>nd</sup> JULY, 2024.**

**P.C. :**

1. Interim Application No.10701 of 2024 is filed by the applicant for withdrawal of the amount.
2. The learned counsel appearing for the Insurance Company objected for the withdrawal of the amount.
3. Having heard the learned counsel for the applicant and for the reasons stated in the application, the applicant is permitted to withdraw 50% of the amount as directed by the Tribunal along with accrued interest

thereon til date subject to filing of undertaking to the satisfaction of the Presiding Officer of the Tribunal. The interim application is allowed and disposed of.

4. The First Appeal is admitted.
5. Record and proceedings are called for.
6. The stay to the impugned order granted earlier is confirmed till the final disposal of the appeal. The Interim Application No.9749 of 2024 stands disposed of.

**(ARUN R. PEDNEKER, J.)**