

SATISH
RAMCHANDRA
SANGAR

Digitally signed by
SATISH RAMCHANDRA
SANGAR

Date: 2024.09.09
18:47:59 +0530

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

FIRST APPEAL (ST) NO.13400 OF 2024
WITH
INTERIM APPLICATION NO.8631 OF 2024
WITH
INTERIM APPLICATION NO.8630 OF 2024

Cholamandalam Ms.General Insurance Co.Ltd. ...Applicant/Appellant

vs.

Ruksar Jamil Ahmad Shaikha and Ors. ...Respondents

WITH
INTERIM APPLICATION NO.11209 OF 2024
IN
FIRST APPEAL (ST) NO.13400 OF 2024

Ruksar Jamil Ahmad Shaikha and Ors. ...Applicants

vs.

Cholamandalam Ms. General Insurance Co. Ltd. ...Respondents

Mr.Salim Mohammed Shaikh:-	Advocate for Applicants.
----------------------------	--------------------------

CORAM : S. M. MODAK, J.

DATE : 9th SEPTEMBER, 2024

P. C. :-

1. *Praecipe* is moved for modification in paragraph No.13 of the

order dated 2nd September 2024 on behalf of the Claimants.

Appellant's Advocate is informed.

2. Para No.13 be modified as follows:-

13. So from the deposited amount 50% i.e. Rs.55,24,659/- is to be invested in the Fixed deposit in the name of minors Claimant Nos.2 and 3. The amount which remains is Rs.55,24,659/-. It is true that the children are the depending upon their mother. This needs to be considered. So also age of the Parents needs to be considered.

3. Clause No.(iii) of operative part be modified as follows:-

(iii) Applicant No. 1-Ruksar is permitted to apply before the tribunal for withdrawal of the interest that will accrue on fixed deposit of **Rs.55,24,659/-** invested in the name of the two minor children i.e. Applicant Nos. 2 and 3.

4. Modified order be uploaded accordingly.

[S. M. MODAK, J.]