



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CIVIL APPLICATION [CAF] NO.1703 OF 2024

IN

FIRST APPEAL NO.1163 OF 2015 [D]

WITH

CROSS-OBJECTION NO.31 OF 2022 [D]

[The New India Assurance Company Limited .vs. Samida Begum Mohd. Rafik Shaikh and others]

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Ms. Aditi Mairal, Adv. h/f Mr. A.W. Paunikar, Adv. for appellant.
Mr. R.S. Charpe, Advocate for respondent nos.1 to 4.

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CORAM : SANJAY A. DESHMUKH, J.

DATE : 14th DECEMBER, 2024.

1. This is an application for necessary directions for withdrawal of the amount.
2. Perused the application.
3. Heard the learned advocate for both sides.
4. Learned advocate for applicant-respondent nos.1 to 4 pointed out the discrepancy in the names particularly the spelling mistakes which are pleaded in para no.4 of the application along with affidavit. He is also submitted the following chart, which is marked as 'X1' for identification.

Sr. No. of Party	Names appearing in Cause title	Name Appearing in Aadhar Card	Name Appearing in Bank Mandate Form/Passbook
Resp.No.1	Samida Begum Mohd Rafik Sheikh	Samida Begam w/o Mohammad Rafique	Samida Begum

Resp.No.2	Mohamadi Mohd Rafik Shaikh	Mohmadi Abdul c/o Samidabai Abdul Rafik	Mohmadi Abdul
Resp.No.3	Mohd Altamesh Mohd Rafik Shaikh	Mohammad Altamash s/o Mohammad Rafique	Mohammad Altamash
Resp.No.4	Mohd Tanfik Mohd Rafik Shaikh	Mohammad Taufiq s/o Mohammad Rafique	Mohammad Taufiq

5. Considering the fact that these are the spelling mistakes, the Registry is directed to waive all these office objections regarding the discrepancy in the names, as prayed.

6. Registry is further directed to pay that amount to the respondent nos.1 to 4 accordingly.

7. The application is, therefore, allowed.

(SANJAY A. DESHMUKH, J.)