



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

CIVIL APPLICATION (F) NO. 3187 OF 2023
IN FIRST APPEAL NO. 347 OF 2023

(The New India Assurance Co. Ltd. through Chief Regional Manager Vs. Vithal s/o Dasiba
Nindekar & Ors.)

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

Court's or Judge's orders.

Shri A.W. Paunikar, Counsel for the appellant.
Shri K.P. Mirache, Counsel for the applicants/respondent
nos. 1 and 2.

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CORAM : ANIL L. PANSARE, J.
JANUARY 25, 2024.

Respondent nos. 1 and 2/original claimants
are seeking permission to withdraw their share from the
amount of compensation of Rs.1,02,73,090/- deposited
by the appellant.

2] The learned Counsel for the appellant
submits that 50% share may be granted.

3] Perused the impugned judgment and
evidence. It will be appropriate at this stage to permit
respondent nos. 1 and 2 (parents of the deceased), to
withdraw 50% of their share in the compensation
awarded to them upon furnishing an undertaking that in
case the appeal is allowed, they shall redeposit the
amount with interest at such rate the Court may direct.

4] The Civil Application is disposed of.

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4] List the appeal after two weeks.

(ANIL L. PANSARE, J.)

Sumit