



IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

917 CIVIL APPLICATION NO. 11818 OF 2024
IN FIRST APPEAL NO. 3547 OF 2019
WITH
CIVIL APPLICATION NO. 5499 OF 2021 IN X-APLST/18710/2020

ASHA CHETANSING MAHAJAN AND OTHERS
VERSUS
CHOLAMANDALAM M.S. GENERAL INSURANCE COMPANY LTD
THROUGH ITS DIVISIONAL MANAGER AURANGABAD AND OTHERS

...
Mr. Madhav M. Bhokarikar – Advocate for Applicants
Mr. A.G. Choudhari – Advocate for Respondent No.1

....

CORAM : SANJAY A. DESHMUKH, J.
DATE : 16th JANUARY, 2025

PER COURT :

1. This is an application filed for withdrawal of the amount.
2. Perused the application. Heard learned advocate for the applicants and learned advocate for respondent No.1.
3. Learned advocate for the applicants pointed out the order passed by this Court in *(Asha Chetansing Mahajan and Ors. Vs. Cholamandalam M.S. General Insurance Company Ltd. through its Divisional Manager Aurangabad)* dated 19.06.2021.
4. Perused the said order as well as heard the learned advocates

for both sides.

5. Learned advocate for respondent No.1 strongly objected the application.

6. Considering the reasons stated in the application, the application is allowed as under :

ORDER

(i) The applicant No.4 is entitled to withdraw 4,00,000/- (rupees Four lacs only) alongwith accrued interest thereon on filing usual undertaking.

(ii) The application is allowed and disposed of.

CIVIL APPLICATION NO. 5499 OF 2021 IN X-APLST/18710/2020

7. Issue notice to the respondents, returnable on 27th February, 2025.

8. Learned advocate – Mr. Abhijit G. Choudhari waives service of notice for respondent No.1.

**[SANJAY A. DESHMUKH]
JUDGE**