



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD**

**72 CIVIL APPLICATION NO. 9227 OF 2025  
IN FAST/5914/2025**

**BABAN MAHADU KAMBLE AND ANR  
VERSUS  
DIVISIONAL CONTROLLER, MAHARASHTRA  
STATE ROAD TRANSPORT COPORATION**

...

Advocate for the Applicant : Mr. Suryawanshi Surendra V  
Advocate for Respondent/Sole:Mr. D.S. Bagul

...

**CORAM : SHAILESH P BRAHME, J.  
DATE : 25.08.2025**

**PER COURT :**

. Heard both sides.

2. Applicants are claiming withdrawal of amount of Rs.4,74,759/- deposited by the Respondent/corporation.

3. The application is contested by the Respondent/corporation on the ground that there is no income proof and there are no eye-witness to the incident in question. The quantum arrived at by the tribunal is vulnerable. It is further submitted that it's a case of contributory negligence.

4. I have gone through impugned judgment. It reveals from record that applicants are awarded amount of Rs.10,00,000/- under 'passenger insurance scheme'. The quantum is seriously challenged

by the Respondent/corporation.

5. I partly accept the submission of learned counsel for respondents and withhold Rs.74,759/- Ends of justice would be met in permitting the applicants to receive Rs.4,00,000/- on furnishing undertaking.

6. Civil application is partly allowed permitting the applicants to receive Rs.4,00,000/- on furnishing undertaking to the satisfaction of the Registrar (Judicial) of this Court.

6. Balance amount shall be invested in nationalized bank.

**[ SHAILESH P BRAHME, J.]**

vsj..