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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

917 CIVIL APPLICATION NO. 12101 OF 2025
IN FAST/25236/2025

Anita Badrinath Mogal And Others

VERSUS

Amol Govind Kolge And Another

...

Advocate for Applicant : Mr. Syed Moisalil Amjedali,

Advocate for Respondent No.2 : Mr. Rohit H. Dahat

...

WITH

CIVIL APPLICATION NO. 10161 OF 2025

IN FAST/25236/2025

WITH

CIVIL APPLICATION NO. 10162 OF 2025

IN FAST/25236/2025

Magma Hdi General Insurance Co Ltd

VERSUS

Anita Wd/o Badrinath Mogal And Ors

...

Advocate for Applicant : Mr. Dahat Rohit Haribhau

Advocate for Respondents : Mr. Syed Moisalil Amjedali,

.....

CORAM : SANJAY A. DESHMUKH, J.

DATED : 19th NOVEMBER 2025

PER COURT :-

1. Civil application No. 12101 of 2025 is filed for withdrawal of the amount deposited as per the judgment and award passed by the Tribunal.

2. Considering the peculiar set of facts, the application is allowed. The applicants are permitted to withdraw the 50% of the

amount deposited in this Court, in proportionate, with interest accrued thereon, on furnishing usual undertaking to the satisfaction of Registrar (Judicial) of this Court.

3. In so far as civil application No. 10162 of 2025 is concerned, the same is filed seeking stay to the impugned judgment and award passed by the Tribunal.

4. Perused the application. Heard learned advocates for both sides. Learned advocate for the applicant in the said application submits that entire amount under judgment and award is deposited in this Court. In view of the same, this civil application is allowed in terms of prayer clause "B" and disposed of.

5. The civil application No. 10161 of 2025 is filed for condonation of delay of 26 days caused in filing the first appeal.

6. Perused the application and heard learned advocates for both sides. Considering the reasons stated in the application, it appears that the delay caused is not deliberate or intentional. Therefore, the application is allowed. The delay caused in filing the appeal is condoned in the interest of justice.

(SANJAY A. DESHMUKH, J.)