

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO.1674 OF 2025
IN
FIRST APPEAL ST. NO.3686 OF 2023**

Shrawani Sanjeev Zagade & Ors. ...Applicants
vs.
The United India Insurance
Company Ltd. ...Respondents

Mr. Shreyash Sudhir Butala for the Applicants-claimants.

Mr. Nikhil Mehta i/b KMC Legal Venture for the Respondents.

CORAM : SHYAM C. CHANDAK, J.

DATED : 11th FEBRUARY, 2025

P. C. :

. Present Applicants/claimants are seeking withdrawal of the compensation amount. Perused the Application.

2) Heard learned Counsel for the Applicants/Claimants and learned Advocate for Respondent-Appellant.

3) Pursuant to the Judgment and Order dated 25th May, 2022 passed in M.A.C.P. No.37 of 2019, the Respondents/Appellants - Insurance Company has deposited entire compensation amount. The said compensation amount has been apportioned amongst Applicant Nos.1 to 4 in ratio of 35 : 25 : 25 : 15, respectively.

- 4) Learned Advocate for the Applicants submits that withdrawal is prayed on the ground of domestic expenses, medical expenses and future expenses of Applicant Nos.2 and 3. Applicant Nos.2 and 3 are minor. The Applicant No.1 is permitted to receive monthly interest on the compensation amount awarded to the Applicant Nos.2 and 3, which is invested in their names in a Nationalised bank.
- 5) Applicant Nos.1 and 4 are permitted to withdraw 50% of the compensation amount deposited by the Respondent-Appellant with the Tribunal along with proportionate interest subject to furnishing usual undertaking that in case the Appellant succeeds in this Appeal, the Applicants/Claimants would refund the said amount along with interest as would be directed by this Court. The Tribunal shall invest remaining 50% of the amount with Nationalised bank giving highest interest from time to time.
- 6) The statutory amount deposited in this Court shall be transferred to the Tribunal.
- 7) Interim Application No.1674 of 2025 stands disposed of.

[SHYAM C. CHANDAK, J.]