

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 1591 OF 2020
IN
FIRST APPEAL NO. 157 OF 2024**

Dinkar Ganpat Deshmukh And Anr. ...Applicants
Versus
Bajaj Allianz General Insurance
Company Ltd. Thr. Branch Manager, ...Respondent

Mr. Vikrant Shinde a/w Ms. Bhavika Shinde i/b Mr. Kuldeep Pawar
Advocate for the Applicant
Mr. Aditya Ghadge for the respondent

**CORAM : SHIVKUMAR DIGE, J.
DATE : 17th DECEMBER, 2025.**

P.C.

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1. Heard learned counsel for the applicants and learned counsel for respondent. By this application, the applicant is seeking withdrawal of the amount.

2. It is contention of learned counsel for applicants that the deceased was sole earning member of the family. The applicants have no source of income. They need income for daily expenses and requested to allow the application.

3. It is contention of learned counsel for respondent that the

insurance policy was third party policy and deceased was driver of the insured vehicle and F.I.R. was registered against the deceased. But these facts are not considered by the Tribunal and requested to reject the application.

4. I have heard both learned counsels. The deceased was sole earning member of the applicants' family. The applicants have no source of income. They need income for daily expenses.

5. Considering the submissions made by learned counsel for the applicants, I pass following order:

ORDER

I. The application is allowed.

II. The applicants are permitted to withdraw 25% of the deposited amount alongwith accrued interest thereon.

6. The application is disposed off accordingly.

(SHIVKUMAR DIGE, J.)