

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 11093 OF 2025
IN
FIRST APPEAL(ST) NO. 32071 OF 2024

Hindurao Vishnu Nikam And Anr. ...Applicants
In the matter between
The Divisional Manager.
New India Assurance Co. Ltd. ...Appellant
Versus
Hindurao Vishnu Nikam And Ors. ...Respondents

Mr. Santosh Bhosale Advocate for the Applicants.
None for the Respondents.

CORAM : SHIVKUMAR DIGE, J.
DATE : 15th DECEMBER, 2025

P.C.

1. By this application the applicants are seeking withdrawal of amount deposited by the appellant-Insurance Company in connection with the award passed by M.A.C.T. Satara.
2. It is contention of learned counsel for the applicants that the deceased was sole earning member of their family. Applicants have no source of income. They needs the amount for their daily expenses. Hence, requested to allow the application.

3. Though the respondent Insurance company served, none present for the appellant-Insurance Company, hence, I am deciding the matter on merit.

4. The deceased was the Kart of his family. He was the sole earning member of his family. Applicants have no source of income. They need the compensation amount for their daily expenses. Considering this fact, I pass the following order:

ORDER

- (i) The application is allowed.
- (ii) The applicants are permitted to withdraw 50% amount along with accrued interest thereon out of the deposited amount on furnishing usual undertaking.
- (iii) The application is disposed off.

(SHIVKUMAR DIGE, J.)