

Harish

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIRCUIT BENCH AT KOLHAPUR  
CIVIL APPELLATE JURISDICTION  
INTERIM APPLICATION NO. 11092 OF 2025  
IN  
FIRST APPEAL(ST) NO. 31965 OF 2024

SHANTANU  
SHANKARSA  
DHUDUM

Digitally signed  
by SHANTANU  
SHANKARSA  
DHUDUM  
Date:  
2025.12.17  
19:32:36 +0530

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.

...Respondent

-----  
Mr. Amol Deshinge a/w Santosh Bhosale Advocate for the Applicant.  
None for the Respondent.  
-----

CORAM : SHIVKUMAR DIGE, J.

DATE : 15<sup>th</sup> DECEMBER, 2025

**P.C.**

1. By this application the applicant is 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 applicant 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.)