

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

**INTERIM APPLICATION NO.1062 OF 2025
WITH
INTERIM APPLICATION NO.1063 OF 2025
IN
FIRST APPEAL STAMP NO. 909 OF 2025**

TATA AIG General Insurance Co. Ltd. ...Applicant/Appellant
vs.
Meenakshi Vikram Karandikar & Ors. ...Respondents

**WITH
INTERIM APPLICATION NO.3612 OF 2025
IN
FIRST APPEAL STAMP NO. 909 OF 2025**

Meenakshi Vikram Karandikar & Ors. ...Applicants

In the matter between

TATA AIG General Insurance Co. Ltd. ...Appellant
vs.
Meenakshi Vikram Karandikar & Ors. ...Respondents

Mr. Devendranath S. Joshi for the Applicants/Appellants.
Mr. T. J. Mendon for the Respondent Nos.1 to 3-claimants.
None for Respondent No.4.

CORAM : SHYAM C. CHANDAK, J.

DATED : 12th MARCH, 2025.

P. C. :

INTERIM APPLICATION NO.1062 OF 2025

. Present Application seeks condonation of 160 days delay
in filing the aforesaid Appeal.

- 2) No statutory defence is available to the Applicant/Appellant against the Respondent No.4 in this case. In view thereof, notice to the Respondent No.4 is dispensed with.
- 3) The delay is not huge. Learned Advocate for Respondent Nos.1 to 3 has not seriously disputed the Application.
- 4) In view thereof and for other reasons stated in the Application, the delay of 160 days is condoned. Appeal be registered.
- 5) Application is disposed of accordingly.

INTERIM APPLICATION NO.1063 OF 2025

. Mr.Joshi, learned Advocate for the Applicant stated that the order dated 23rd January 2025, is complied with by depositing the entire compensation amount along with accrued interest.

- 2) In view thereof, Application is allowed in terms of prayer clause (a).
- 3) Application is disposed of accordingly.

INTERIM APPLICATION NO.3612 OF 2025

. Present Application seeks permission to withdraw the compensation amount.

- 2) Heard.
- 3) Learned Advocate for the Applicants-claimants stated

that all the Applicants were depending on the income of the deceased. The accident occurred in the year 2020 and since then, the Applicants have been waiting for the compensation amount.

4) In view thereof and considering other reasons stated in the Application, the Applicants are permitted to withdraw 50% of the compensation amount of their share with proportionate interest subject to furnishing an undertaking that in case the Appellant succeeds in this Appeal, the Applicants would refund the said amount along with interest as would be directed by this Court. The Tribunal shall invest remaining amount with Nationalised bank giving highest interest from time to time.

5) Application is disposed of accordingly.

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. Stand over to **24th March 2025.**

[SHYAM C. CHANDAK, J.]