

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 8699 of 2025
in
FIRST APPEAL NO.1232 of 2025

Parvez S/o. Junab Ali	Applicant
In the matter of	
Bajaj Allianz General Insurance Co. Ltd.,	Appellant
versus	
Parvez S/o. Junab Ali and anr.	Respondents

Mr. Amol Gatne i/b. Ms. Swati Mehta, Advocate for Applicant/Claimant.
Mr. Sarthak S. Diwan along with Mr. Aditya Ghadge, Advocate for the
Appellant-Insurance Company.

CORAM : SHIVKUMAR DIGE, J.

DATE : 1st JULY, 2025.

P.C. :

1. Heard learned counsel for the applicant and learned counsel for appellant-Insurance Company.
2. By this application, the applicant is seeking withdrawal of the amount. It is the contention of learned counsel for the applicant that due to accident, the applicant has suffered serious injuries and is unable to do any work. The applicant has no source of income. He is totally dependent on his family. He needs the amount for his daily expenses. Hence, requested to allow the application.

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3. It is the contention of learned counsel for appellant - Insurance Company that the policy produced on record is fake and fabricated. The disability is inflated disability. Hence, requested to reject the application.

4. I have heard both learned counsel. The applicant has suffered serious injuries due to accident. He is unable to do any work. He has no source of income. He is totally dependent on his family. He needs the amount for his daily expenses. The grounds raised by the appellant-Insurance can be considered at the time of final hearing of the appeal. Hence, I pass the following order :

ORDER

1. The application is allowed.
2. The applicant is permitted to withdraw 25% amount along with accrued interest thereon out of the deposited amount on furnishing usual undertaking.

The application is disposed of.

(SHIVKUMAR DIGE, J.)