



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (CAF) NO. 280 OF 2025

IN

FIRST APPEAL NO. 726 OF 2024

SBI General Insurance Co., Nagpur

Vs.

Leena wd/o Manesh Deshmukh and Ors.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Mr. G.I. Dipwani, Advocate for applicant.

Ms. Shreya H. Bhagat, Advocate for respondent Nos.1 to
4.

CORAM : ROHIT W. JOSHI, J.

DATE : 03.02.2025.

Heard.

2. **Rule.**

3. Call for record and proceedings.

4. The Insurance company has filed the present appeal challenging award dated 08.04.2024 passed by the learned Member, Motor Accident Claims Tribunal and Adhoc District Judge (1), Washim in M.A.C.P. No.11/2019 compensation of Rs.25,92,000/- is awarded towards loss of financial dependence. This amount is computed taking the monthly income of the deceased @ Rs.12,000/- per

month. The only contention canvassed by the learned counsel for appellant is that instead of Rs.12,000/- per month the monthly income should have been taken as Rs.9,000/-.

5. Having regard to the aforesaid, in my considered opinion there should be no difficulty in allowing the application to the extent of $\frac{3}{4}$ th amount.

6. However, having regard to the fact that the respondent Nos.2 and 4 are minor, for the present I am inclined to allow the application only to the extent of Rs.15,75,000/-. The balance amount be invested in a fixed deposit.

7. The application is disposed of in the aforesaid terms.

(ROHIT W. JOSHI, J.)