



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

CIVIL APPLICATION (CAF) NO. 8 OF 2025
IN FIRST APPEAL NO. 649 OF 2022

ICICI LOMBARD GEN. INSURANCE CO. LTD., THRU. ITS BR. MANAGER, NAGPUR

VERSUS

DEVRAOJI S/o BAJIRAOJI VIRULKAR (Dead) THRU. Lrs LEELABAI AND OTHERS

Office Notes, Office Memoranda of Coram,
appearances, Court's Orders or directions and
Registrar's order

Court's or Judge's Order

Mr. Nishant Patil, Advocate h/f Mr. R. D. Bhuibhar, Adv. for appellant
Ms. Astha R. Sharma, Advocate for respondent no.3, 6 to 8

CORAM : M. W. CHANDWANI, J.
DATE : APRIL 09, 2025.

1. Ms. A. R. Sharma, learned counsel submits that she has instructions to appear for respondent nos.6 to 8 and waives service for them.
2. By the present application, the applicant/respondent no.3 is seeking withdrawal of the decretal amount fell in his share. The applicant is the brother of the deceased. By the impugned award, he has been given 30% of the amount of compensation.
3. Considering the grounds raised in the appeal and the fact that the sisters i.e. respondent nos.6 to 8 have been made party to this appeal after death of the parents of the deceased, 50% of the decretal amount fell in the share of applicant/respondent no.3 is allowed to be withdrawn by him along with accrued interest.
5. The application is allowed and disposed of. No costs.

(M.W.Chandwani, J.)

Diwale