

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

FIRST APPEAL NO.595 OF 2025

The Choramandalam M.S. General Insurance Co.Ltd. Vs. Lalatibai Bankatlal Tawar & ors.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.

Court's or Judge's orders.

Ms Mrunal Naik, Advocate for appellant.

Shri P.R. Agrawal, Advocate for respondent nos.1 to 5.

CORAM : M.W. CHANDWANI, J.

DATE : 02.05.2025.

1. Heard.
2. **Admit.**
3. Call R&P.
4. Shri P.R. Agrawal, learned counsel waives service of notice on merit on behalf of respondent nos.1 to 5.

CIVIL APPLICATION (CAF) NO.1362 OF 2024

5. By this application, respondent nos.1 to 5 are seeking permission to withdraw the amount deposited by the appellant.
6. Considering the grounds mentioned in the memo of appeal and objection raised by the learned counsel for the appellant that the deceased was traveling as a passenger in the goods carrying vehicle which was used for carrying

animals, 50% of the decretal amount allotted to the share of respondent nos.1, 4 and 5 alongwith interest accrued thereon are permitted to be withdrawn on furnishing usual undertaking.

7. The application stands disposed of.

JUDGE

Wagh