IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 4716 OF 2025
IN FAST/12586/2025
WITH
CIVIL APPLICATION NO. 4717 OF 2025
IN FAST/12586/2025

THE ORIENTAL INSURANCE COMPANY LTD
VERSUS
MUNJAJI RAGOJI GHUGE AND OTHERS
...
Advocate for Applicant : Mr. Adv Suraj R Bagal
Advocate for Respondents No. 2 to 4 : Mr. G. N. Chincholkar
...

CIVIL APPLICATION NO. 13302 OF 2026
IN
FAST/12586/2025

MUNJAJI SO RAGHOJI GHUGE AND OTHERS
VERSUS
THE ORIENTAL INSURANCE COMPANY LTD AND ANOTHER
...
Advocate for Applicants : Mr. Ganpat Niranjan Chincholkar
Advocate for Respondent No.1 : Mr. S. R. Bagal
...

CORAM : SACHIN S. DESHMUKH, J.
Date : 20.11.2026

PER COURT :-

1. Heard.

C. A. FOR DELAY

2. For the reasons stated in the application, delay of 66 days is condoned. Accordingly, the civil application stands allowed.

CIVIL APPLICATION FOR STAY:

3. Since, the Insurance Company has deposited the amount of compensation, the ad-interim stay granted by this court on 30.04.2025 is made absolute in terms of Prayer Clause "B". Accordingly, the civil application stands allowed.

C.A. FOR WITHDRAWAL OF AMOUNT

4. The Appellant – Insurance Company has presented the appeal, while raising an objection to the compensation awarded by the tribunal, allowing the claim petition of the applicants. Pursuant to the order of this court, the insurance company has deposited the amount awarded by the tribunal.

5. The applicants / original claimants have presented this application seeking withdrawal of the amount of compensation awarded by the tribunal, which is deposited by the Insurance Company.

6. Considering the facts and circumstances that the entitlement of the applicants is endorsed by the tribunal after considering the rival contentions of the litigating sides and to strike the balance in the competing interest, it will be appropriate to permit the applicants to withdraw the amount.

7. Thus, the application is allowed. The applicants are

permitted to withdraw Rs.5,00,000/- along with accrued interest thereon.

8. The applicants shall furnish usual undertaking that disbursement would remain subject to final outcome of this appeal.

9. The balance amount shall be kept in Fixed Deposit of any Nationalized Bank initially for the period of three (03) years, which is to be renewed periodically until further orders of this court.

FIRST APPEAL

10. **Admit**.

11. Mr. G. N. Chincholkar, learned counsel accepts notice on behalf of Respondents No.2 to 4.

12. Call R & P.

(SACHIN S. DESHMUKH, J.)

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