IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 13002 OF 2026
IN FA/1958/2026

Bandu Krushna So Nivrutti Borade
VERSUS
Sahakar Mahshri Shivajirao Narayanrao Nagwade Sahakari Sakhar Karkhana Ltd Shirgonda,
...
Mr. Sushant Choudhari, Advocate for Applicant
Mr. S. P. Sonpawale, AGP for Respondent-State
Mr. H. A. Karad h/f Mr. A. V. Hon, Advocate for Respondent no.1
Mr. Manoj Shinde h/f Mr. Mukesh Goyanka, Advocate for Respondent no.5

WITH
CIVIL APPLICATION NO. 7760 OF 2026
IN FA/1958/2026
WITH
FIRST APPEAL NO. 1958 OF 2026
.....

CORAM : AJIT B. KADETHANKAR, J.
DATED : 31ST OCTOBER, 2026

P.C. :-

CIVIL APPLICATION NO. 13002 OF 2026

. Feeling aggrieved by the judgment and award dated 02.05.2026 passed by learned Civil Judge Senior Division, Beed in WCFA No.26 of 2915, the Sugar Factory has filed this First Appeal. The Reference Court held the petitioner entitled for compensation of Rs.1,89,178/- together with interest @12% per annum from the date of incident i.e. 03.01.2015 till its actual realization. The amount of compensation was to

be jointly and severally paid by the original respondent nos.1 to 5. The petitioner was also held entitled for medical reimbursement of Rs.86,000/- from respondent no.1 i.e. present appellant. A show cause notice as regards to the penalty amount was issued by the Reference Court to the employer. On this backdrop, the Factory has filed its First Appeal as recorded above.

2. It is apprised that respondent no.5 in the application i.e. Insurance Company has already satisfied the judgment and award in terms of clause no.-i of the operative part.

3. Mr. Manoj Shinde h/f Mr. Mukesh Goyanka, learned Advocate for the Insurance Company submits that the insurer has deposited Rs.4,47725/- in the Trial Court.

4. Mr. H. A. Karad h/f Mr. A. V. Hon, learned Advocate for the appellant submits that pursuant to the order passed by this Court, the appellant has deposited Rs.86,000/- granted towards medical reimbursement and the principal amount granted by learned Commissioner, Workmen's compensation @ learned Civil Judge Senior Division, Beed .

5. In view of these peculiar facts of the case, I deem it appropriate to pass following order:

ORDER

a. Civil Application stands allowed .

b. Applicant is permitted to withdraw the amount deposited by the Insurer in the Trial Court together with accrued interest thereon.

c. Learned Commissioner, Workmen's compensation @ learned Civil Judge Senior Division, Beed shall permit the applicant to withdraw the amount deposited by the Insurance Company in the Trial Court.

d. The applicant is also permitted to withdraw the amount of Rs.86,000/- deposited by the appellant in the Trial Court towards medical expenses, on furnishing usual undertaking to the satisfaction of learned Registrar/Superintendent of the Trial Court.

e. Civil Application stands disposed of.

(AJIT B. KADETHANKAR, J.)

Rushikesh/2026