



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 7210 OF 2025
IN FAST/31881/2024

Vilas Ramchandra Vibhaute And Anr
VERSUS
The Oriental Insurance Co Ltd Gulbarga And Ors

...
Mr. Y. P. Jadhav, Advocate for Applicants
Mr. Ramesh Imale, Advocate for Respondent no.1
Mr. M. U. Shelke, Advocate for Respondent no.4

...
WITH
CIVIL APPLICATION NO. 12803 OF 2024
IN FAST/31881/2024
WITH
CIVIL APPLICATION NO. 12804 OF 2024
IN FAST/31881/2024

CORAM : SANJAY A. DESHMUKH, J.
DATED : 16TH MARCH, 2026

PER COURT :-

CIVIL APPLICATION NO. 7210 OF 2025

1. This is an application for permission to withdraw the amount deposited in this Court as per impugned judgment and award.
2. Perused the application. Heard learned Advocates for both the sides.
3. Learned Advocate for the respondent no.1/Insurance Company strongly opposed the application and submitted that the respondent no.1 is not liable to pay the compensation as the impugned judgment is not legal and correct. He prayed to reject the application.

4. Upon perusal of the application and the impugned judgment, this Court is of the view that the application deserves to be allowed partly. Hence, the following order:

ORDER

- a. Civil Application is partly allowed.
- b. Applicants are permitted to withdraw 50% amount on furnishing usual undertaking and 25% amount upon furnishing surety/security alongwith interest accrued thereon to the satisfaction of the learned Registrar/Superintendent, Motor Accident Claims Tribunal, Dharashiv.
- c. Registry is directed not to insist upon a valuation report as to the value of the property from the Government Authority and may rely upon the 7/12 extract or P.R. Card or assessment report of the village panchayat alongwith the affidavit of the survey.
- d. Registry of this Court is directed to transmit the amount to the M.A.C.T., Dharashiv for disbursement accordingly.

CIVIL APPLICATION NO. 12803 OF 2024

CIVIL APPLICATION NO. 12804 OF 2024

1. Learned Advocate for the applicants seeks time to take steps.
2. Last chance is granted. Stand over to 22.04.2026 as a last chance.

(SANJAY A. DESHMUKH, J.)