



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

**954 CIVIL APPLICATION NO. 12062 OF 2025**  
IN FAST/16683/2025

JYOTI ABA PANDAGALE AND OTHERS  
*VERSUS*  
THE NEW INDIA INSURANCE CO. AND ANOTHER

...  
Advocate for Applicants : Mr. Yashwant Panditrao Jadhav.  
Advocate for Respondent No.1 : Mr. Sudhir V. Kulkarni.  
...

*WITH*  
**CIVIL APPLICATION NO. 6217 OF 2025**  
IN FAST/16683/2025

*WITH*  
**CIVIL APPLICATION NO. 6218 OF 2025**  
IN FAST/16683/2025  
...

CORAM : **SANJAY A. DESHMUKH, J.**  
DATE : 28<sup>th</sup> January, 2026.

**P.C.:**

1 Heard the learned counsel for the parties. Perused the applications.

**Application for condonation of delay:**

2 This is an application for condonation of delay of 30 days caused in filing the first appeal.

3 For the reasons stated in the application, the delay stands condoned. The application stands allowed in the interest of justice. Appeal be registered.

**Application for stay:**

4 This is an application seeking stay to the execution of the impugned judgment and award.

5 The learned counsel for the applicant / appellant submits that the entire amount as per the impugned judgment and award is deposited in this Court.

6 In view of the above, there shall be stay to the impugned judgment and award till the pendency of the appeal. The application stands disposed of.

**Appeal:**

7 Issue notice to the respondents, returnable on 22<sup>nd</sup> April, 2026. Mr. Y. P. Jadhav, learned counsel waives notice on behalf of respondent Nos.1 to 3.

**Application for withdrawal of amount:**

8 This application is for withdrawal of the amount deposited by the appellant in this Court as per the impugned judgment and award.

9 The learned counsel for the appellant strongly opposes the application.

10 For the reasons stated in the application and considering the arguments of both the sides, the following order is passed :-

**ORDER**

- I. The applicants are permitted to withdraw 60% of the amount out of the amount deposited by the appellant in this Court with accrued interest thereon on furnishing usual undertaking. The remaining amount be kept in fixed deposit in any nationalized bank till disposal of the appeal.
- II. With this, the civil application for withdrawal of amount stands disposed of.

**[ SANJAY A. DESHMUKH, J. ]**

*nga*