



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

949 CIVIL APPLICATION NO. 2911 OF 2026
WITH
CIVIL APPLICATION NO. 10047 OF 2025
IN/WITH
FIRST APPEAL NO. 2362 OF 2025

The Divisional Manager National Insurance Company Ltd
VERSUS
Nandkumar Laxmanrao Paithankar

...
Advocate for Appellant : Mr. Sudhir V. Kulkarni
Advocate for Respondents : Ms. More Shubhangi D.
.....

CORAM : SANJAY A. DESHMUKH, J.
DATED : 10th MARCH, 2026

PER COURT :-

1. The civil application No. 10047 of 2025 is filed seeking stay to the impugned judgment and award passed by the Tribunal.
2. It is submitted by the learned advocate for the applicant that entire amount under award has been deposited by the applicant Insurance Company. In view of the same, this application is allowed in terms of prayer clause "B" and disposed of.
3. In so far as the civil application No.2911 of 2026 is concerned, the same is filed seeking withdrawal of the amount. Perused the application. Heard learned advocates for both the sides.

Learned advocate for the respondents strongly opposed the application.

4. Considering the peculiar facts of the case and the reasons stated in the application, the application deserves to be allowed partly. The application is thus partly allowed. The applicants are permitted to withdraw 50% amount with accrued interest thereon and costs, on furnishing usual undertaking to the satisfaction of Registrar (Judicial) of this Court.

5. In first appeal, **Admit**. Call for record and proceedings.

(SANJAY A. DESHMUKH, J.)

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