

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (CAF) NOS. 1068 OF 2023 AND 494 OF 2023
IN
FIRST APPEAL NO. 1286 OF 2018

The Oriental Insurance Company Ltd., Division Office Rajapeth, Amravati
..VS..
Daulatram Gopal Mavaskar(Dead) and Another

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. C.C. Anthony, Advocate for appellant.
Mr. Sawan Alaspurkar, Advocate for respondent No.1/applicants.

CORAM : URMILA JOSHI-PHALKE, J.
DATED : APRIL 13, 2023

CIVIL APPLICATION (CAF) NO. 1068 OF 2023

Heard.

2. Present application is filed by the legal heirs of respondent No.1 – Daulatram Gopal Mavaskar, for seeking permission to withdraw the compensation amount. During pendency of the Appeal, the respondent No.1 has died. The Appeal is already disposed of.

3. In view of that, the applicants are permitted to withdraw the compensation amount along with accrued interest on due identification and verification. The amount be disbursed equally to applicant Nos.1(a) to 1(c).

The Civil application No. 1068 of 2023 is disposed of.

CIVIL APPLICATION (CAF) NO. 494 OF 2023

This application is under Order 1 Rule 10 of the Code of Civil Procedure. The Appeal is already disposed of and the legal heirs of the respondent No.1 is already permitted to withdraw the compensation amount. On behalf of applicant No.1 the Application is not pressed by learned Advocate Mr. Alaspurkar.

2. In view of withdrawal of the application, the application No. 494 of 2023 is disposed of.

(URMILA JOSHI-PHALKE, J.)

Kirtak