



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

CIVIL APPLICATION (CAF) NO.2510 OF 2025
WITH CIVIL APPLICATION (CAF) NO.4185 OF 2025
IN CIVIL APPLICATION (CAF) NO.2509 OF 2025
IN FIRST APPEAL (STAMP) NO.15597 OF 2025

ICICI LOMBARD GENERAL INS. CO. LTD., NAGPUR

VERSUS

JAIMALA WD/O PRAMOD GAJBHIYE AND OTHERS

Office Notes, Office Memoranda of Coram, Appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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Mr. R.D. Bhuibhar, Advocate for Appellant.

Mr. P.S. Mirache, Advocate for Applicants/Respondent Nos.1 & 3.

CORAM : PRAFULLA S. KHUBALKAR, J.

DATED : 28th NOVEMBER 2025

CIVIL APPLICATION (CAF) NO.2510 OF 2025

1. It is pointed out that the appellant/insurance company has deposited the entire amount of compensation along with interest, in this Court, in accordance with the order dated 21.07.2025, passed by this Court.

2. In view of this, Judgment and Award dated 09.01.2025, passed by the Member, Motor Accident Claims Tribunal, Nagpur, in M.A.C.P. No.969 of 2022, shall remain stayed, during the pendency of the appeal.

3. The civil application is accordingly disposed of.

CIVIL APPLICATION (CAF) NO.4185 OF 2025

4. Heard learned Advocate for the applicants/respondent Nos.1 and 3.

5. This is an application for withdrawal of the amount of compensation deposited by the appellant/insurance company in accordance with the impugned Judgment and Award dated 09.01.2025, passed by the Member, Motor Accident Claims Tribunal, Nagpur, in M.A.C.P No.969 of 2022.

6. The applicants/claimants are the dependent of deceased, who has died in the vehicular accident on 02.09.2022. The applicants/claimants submit that they are in need of amount of compensation and pray for withdrawal of the amount deposited.

7. Having regard to the contents of the application and submissions advanced, at this stage, the applicants need to be allowed to withdraw 50% of amount of compensation along with accrued interest. Hence, the application is allowed and the applicants are permitted to withdraw 50% of amount of compensation deposited along with accrued interest, subject to the applicants furnishing an undertaking to the Registrar (Judicial) that in case the appeal is allowed, they will refund the amount.

8. In view of the above, the civil application is disposed of.

(PRAFULLA S. KHUBALKAR, J.)