ÌITEM NO.2 COURT NO.11 SECTION XI

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

I.A. NO.2 IN
Petition(s) for Special Leave to Appeal (Civil) No(s).23297/2010

(From the judgement and order dated 15/07/2009 in FAFO No. 1915/2004 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

NATIONAL INSURANCE CO. LTD. Petitioner(s)

VERSUS

SMT. HALEEMA AND ORS. Respondent(s)

(For permission for withdrawal of amount and office report)
I.A.No.3 (Appln. for modification of Court's order)

Date: 26/08/2011 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE J.M. PANCHAL
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s) Mr. M.K. Dua,Adv.

For Respondent(s) Mr. T.N. Singh,Adv.
Mr. V. K. Singh, Adv.
Mr. Vikram Singh, Adv.

UPON hearing counsel the Court made the following

O R D E R

I.A. NO.2/2010 IN SLP (C) No.23297/2010

By filing this application, the respondent Nos. 1 to 3 have prayed to permit them to withdraw the amount of Rs.15,000/- deposited by the original petitioner in the SLP. This Court has heard the learned counsel for the parties. In view of order dated 6.8.2010 passed in SLP (C) No.23297/2010, the respondent Nos.1 to 3 are permitted to withdraw the amount after due verification. Accordingly, I.A.No.2 stands disposed of.

I.A. NO.3/2010 IN SLP (C) No.23297/2010

By filing this application, the respondent No. 1 has prayed to modify the order dated 6.8.2010 passed in SLP (C) No.23297/2010. This Court has heard the learned counsel for the parties. In view of the averments made in the application, order dated 6.8.2010 passed in SLP (C) No.23297/2010 is modified and it is directed that respondent No.1 would be entitled to withdraw 50% of the amount without furnishing security and rest of the amount on furnishing security to the satisfaction of the Tribunal. Similarly, the respondent Nos. 1 & 3 would be entitled to withdraw the amount of Rs.15,000/- deposited by the original petitioner as cost in the Registry of this Court.

Subject to above-mentioned modification, the application stands disposed of.

(Neetu Sachdeva) (Sneh Bala Mehra)

Sr. P. A. Court Master