IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 1788 OF 2026
IN
FIRST APPEAL (ST.) NO. 6465 OF 2026

Sangita Nandkumar Kukade … Applicant

Vs.

The Secretary, Maharashtra State Road Transport Corporation, Thr. Regional Controller, Satara … Respondent

UDAY SHIVAJI JAGTAP
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Date: 2026.11.05 15:45:39 +0530

WITH
INTERIM APPLICATION NO. 1012 OF 2026
IN
FIRST APPEAL (ST.) NO. 6465 OF 2026

The Secretary, Maharashtra State Road Transport Corporation, Thr. Regional Controller, Satara … Applicant

Vs.

Sangita Nandkumar Kukade And Anr. … Respondents

WITH
INTERIM APPLICATION NO. 1013 OF 2026
IN
FIRST APPEAL (ST) NO. 6465 OF 2026

The Secretary, Maharashtra State Road Transport Corporation, Thr. Regional Controller, Satara … Applicant

Vs.

Sangita Nandkumar Kukade And Anr. … Respondents

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Mr. Aditya Ghadge h/f Sarthak Diwan for the Applicant
Mr. Shubham Dhoble a/w Samarth Chavan, Dhananjay Rananaware for the Respondent – MSRTC.

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CORAM : SHAILESH P. BRAHME, J.

DATE : 5th NOVEMBER, 2026.

P. C. :

I.A.NO. 1788 OF 2026

. Heard both sides.

2. The applicant seeks to withdraw Rs.20,91,421/- deposited by the respondent – Corporation.

3. The applicant is the only claimant who has not been disbursed any amount after the award is passed. She is in dire need of money. The quantum is stated to be reasonable and well founded.

4. The application is contested by the respondent – Corporation. Learned counsel appearing for the respondent – Corporation would submit that notional income has been considered by the Tribunal. On sympathetic ground exorbitant compensation is awarded. It is a case of contributory negligence.

5. The factum of accident and the death therein is not disputed. The earning member of the family is passed away. The applicant has not been paid any amount so far. Considering the relevant record, it would be appropriate if the applicant is permitted to receive 70% of the amount with accrued interest.

6. The application is allowed permitting the applicant to receive 70% of the amount with accrued interest on furnishing undertaking to the Presiding Officer of the jurisdictional Court. The balance amount shall be invested in the Nationalized bank.

I.A. NO. 1012 OF 2026

7. The applicant seeks to condone the delay of 152 days in fling the present Appeal.

8. No *mala fides* can be found by the respondent – Corporation in preferring the appeal belatedly. The delay stands condoned.

9. Interim Application is disposed of.

FIRST APPEAL (ST.) NO. 6465 OF 2026

10. Admit.

11. Learned counsel Mr. Ghadge waives notice for respondents.

12. Call for record and proceedings.

13. Print is dispensed with.

14. Parties shall be at liberty to file compilation of documents or private paper book.

I.A. NO. NO. 1013 OF 2026

15. As the amount is deposited pursuant to the order passed of this Court, *ad-interim* relief granted by this Court stand confirmed.

16. The application stand disposed of.

(SHAILESH P. BRAHME, J.)