

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

CIVIL APPLICATION (CAF) NO. 658 OF 2015

AND

CIVIL APPLICATION (CAO) NO. 579 OF 2015

IN

FIRST APPEAL ST. NO. 7059 OF 2012

(HDFC CHUBB General Insurance Co. Ltd. Vs. Sau. Archana w/o Suhas Dandawate & others)

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

Court's or Judge's orders

Shri D. N. Kukday, Advocate for the applicant.
Shri S. T. Harkare, Advocate for respondent Nos. 1 & 2.
Shri M. R. Joharapurkar, Advocate for respondent No.7.

**CORAM : B. P. DHARMADHIKARI
AND S. B. SHUKRE, JJ.**

DATED : 24 MARCH, 2015

Prayer is to condone delay of 261 days in filing first appeal stamp No.7059/12 under Section 173 of the Motor Vehicles Act, 1988.

The applicant/appellant is Insurance Company. It appears that after proceedings were filed, on account of some technical objections, registration was refused and then this Court was required to consider that refusal. In the process, the Insurance Company was directed to deposit the amount as per award and on 27/02/2014 the claimants have been permitted to withdraw an amount of Rs.10 lac. They were also permitted to move appropriate application for

withdrawal of balance amount.

In this situation, with consent of the parties, delay is condoned. Registry to register the first appeal.

The respective Counsel S/Shri Harkare and Joharapurkar waive notice for the respondents.

Civil Application (CAO) No.579 of 2015 shall be considered after the appeal is registered.

JUDGE

JUDGE