

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**Civil Application No. 8134 of 2015
In
First Appeal No.684 of 1997**

M/s New India Assurance Co. Ltd.
Mumbai.

.. Applicant.

Versus

Narsubai Ambadas Yamul
And Another .

.. Respondents.

Shri. V.N. Upadhye, Advocate, for applicant.

Shri. V.P. Latange, Advocate, for respondent No.4.

CORAM: T.V. NALAWADE, J.

DATE : 16th FEBRUARY 2016

ORDER:

1) The application is filed for setting aside the order of this Court dated 27-3-2014 and for restoration of the appeal filed by the present applicant. Heard learned counsel for the applicant and learned Shri. Latange representing the owner and driver. Nobody is appearing for original claimants.

2) In view of the contentions made in the application and the submission made, the application is allowed. Order of dismissal is set aside. First Appeal No. 684 of 1997 is restored to its original number. List the matter for final hearing on 1st March 2016.

Sd/-
(T.V. NALAWADE, J.)

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