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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.4550 OF 2016
IN
CIVIL APPLICATION NO.4960 OF 2011
IN
FIRST APPEAL (ST) NO.29264 OF 2011

United India Insurance Co.Ltd	 Applicant
V/s.	
Suman Dattatray Binnar and ors	 Respondents
Mr. K. N. Kandekar, for the Applicant.	
Mr. D.D. Shinde, for the Respondents .	

CORAM : DR. SHALINI PHANSALKAR-JOSHI, J.

DATE : 24TH OCTOBER, 2016.

P.C. :

1. This application is moved by the appellant submitting that respondent Nos. 4 and 5 who are parents of the deceased have already expired and hence their names be deleted considering that their legal heirs respondent Nos. 1 to 3 are already on record.
2. In view thereof, application is allowed in terms of prayer clause (a). The names of respondent Nos. 4 and 5 be deleted. The necessary amendment be carried out within two weeks.
3. In prayer clause (b) permission is sought to issue public

notice against respondent No.6 in daily newspaper Sakal, being substitute service. The office note reveals that respondent No.6 is already served as per bailiff report dated 5th September, 2013. Hence prayer clause (b) no more survives.

3. As respondent No.6 is served, appeal to proceed exparte against respondent No.6.

4. Application is accordingly disposed of.

[DR. SHALINI PHANSALKAR JOSHI, J.]