

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.1253 OF 2016
IN
FIRST APPEAL STAMP NO.32094 OF 2014**

Bajaj Alliance General Insurance Co. Ltd. .. Applicant.

Versus

Smt.Neelam Mahesh Pawar and ors. .. Respondents

Mr. M M Sathaye for the Applicant.

Mr. Y P Narvankar for the Respondent Nos.1 to 3.

CORAM : R.M. SAVANT, J.

DATE : 8th JULY 2016

PC.

1 Heard the Learned Counsel for the parties.

2 The above Civil Application has been filed by the Applicant seeking condonation of delay in filing the above Civil Application and restoration of the Civil Application No.398 of 2015 as well as the above First Appeal which have stood dismissed for non-prosecution on account of the conditional order dated 02/02/2015.

3 For the reasons mentioned in the Civil Application, the same is allowed. Resultantly, the delay in filing the above Civil Application stands condoned and the Civil Application No.398 of 2015 and the above

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First Appeal is restored to file. The above Civil Application is accordingly disposed of.

4 On restoration, the First Appeal along with Civil Application No.3981 of 2015 to be listed on 29/07/2017. The learned counsel appearing for the Respondent Nos.1 to 3 waives notice on behalf of the said Respondents. In the meantime the learned counsel for the Applicant shall serve the other Respondents and file affidavit of service.

[R.M. SAVANT, J]