

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

226 FIRST APPEAL NO. 787 OF 2004

NEW INDIA ASSURANCE COMPANY LTD
VERSUS
YASHODABAI RAMESH RATHOD & ORS

...

CORAM : K.K. SONAWANE, J.

DATED : 13TH DECEMBER, 2017.

Order :-

When the matter is called out, none appears for appellant as well as respondents. This court under order dated 10th August, 2017 observed lethargic and lackadaisical attitude on part of appellant to pursue matter. The last opportunity was granted to the appellant to argue the appeal, which came to be admitted in the month of December, 2004. However, it reveals that all efforts for adjudication of the appeal on merit did not evoke result. Hence, there is no propriety to keep the matter alive for appearance of applicant. Accordingly, appeal stands dismissed for want of prosecution. No order as to costs.

**[K. K. SONAWANE]
JUDGE**

VSM.