

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

(1) CA NO.14279 of 2016

**23 CIVIL APPLICATION NO. 14279 OF 2016
IN
FAST/31798/2016**

BHARTI AXA GENERAL INSURANCE CO. LTD.
VERSUS
PINKI MAHESH POTFODE AND ORS

...
Advocate for Applicant : Mr. S.S.Patil
Mr. Zia Ul Mustafa, Adv., for respondent nos. 1 to 5.

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CORAM : P.R. BORA, J.
Dated: June 05, 2017
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PER COURT :-

1. Respondent nos. 1 to 5, who are original claimants, are served. Respondent nos. 6 and 7 are yet to be served. Considering the fact that the delay caused in filing the appeal is of six days, though respondent nos. 6 and 7 have not yet been served, I deem it appropriate to condone the delay and direct registration of the appeal. Delay is condoned. Civil Application stands disposed of. First Appeal be registered in accordance with law. Call for R & P. Place this appeal along with the connected appeal.

2. After registration of the appeal, issue notice to the respondents in the appeal. Learned Counsel Shri Zia Ul Mustafa waives service for respondent nos. 1 to 5. Shri Patil, learned Counsel appearing for the appellant submits that even before the trial Court, respondent nos. 6 and 7 were required to be served through public notice. In view of the submission so made, the

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appellants are permitted to serve respondent nos. 6 and 7 by way of public notice to be published in the widely circulated two newspapers in the area wherein the said respondents are stated to be residing. S.O. to 31.7.2017 in the appeal.

(P.R. BORA, J.)

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