

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 2298 OF 2018
IN
FIRST APPEAL NO. 1 OF 2017

The United India Insurance Company Ltd. .. Applicant

versus

Sumanbai w/o Chavhan and others .. Respondents

Mr. Rameshwar F. Totala, Advocate for applicant
Mr. M. D. Narwadkar, Advocate, h/f Mr. B.R. Kedar, Advocate
for respondents no.1 to 3.

CORAM : SUNIL P. DESHMUKH, J.
DATE : 23rd February, 2018

ORDER:

1. Heard learned counsel for the parties.
2. It has been referred to by learned counsel for applicant that as stated in paragraphs no. 1 and 2 of the application due to inadvertent mistake, order of this court dated 20-12-2016 granting stay to execution of award on condition of deposit of amount within prescribed period had remained to communicated to applicant-appellant-insurance company and as such the applicant can hardly be attributed lapse in not depositing the amount within prescribed period.

3. Learned counsel for applicant further submits that the amount with interest upto date is made ready and cheque has also been prepared and issued. Under the circumstances, it is requested to extend time to make deposit of the amount.

4. Learned counsel for respondents no. 1 to 3 has no particular objection for extension of period for making deposit of the amount.

5. In view of aforesaid, application is granted in terms of prayer clause (B) and is disposed of accordingly.

SUNIL P. DESHMUKH
JUDGE

pnd/-