

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

937 CIVIL APPLICATION NO. 3503 OF 2018
IN
FIRST APPEAL STAMP NO. 5656 OF 2018

THE NEW INDIA ASSURANCE CO.LTD.
THR. ITS AUTHORIZED SIGNATORY
S.S.MAKHARE, AURANGABAD.
VERSUS
KOMAL SANTOSH VIDHATE & ORS.

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Mr. M.M.Ambhore, Advocate for Applicant.
Mr. B.K.Patil, Advocate for R – 1 to 5.

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CORAM : K.K.SONAWANE, J.
DATE : 28th JUNE, 2018

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ORAL ORDER :

1. Heard the learned counsel for the applicant – Insurance Company, learned counsel for the claimants as well as learned counsel for respondent No. 6. Perused the application.
2. In view of the reasons mentioned in the application, there is no impediment to condone the delay of 81 days in filing the present Appeal.
3. Accordingly, the application stands allowed in terms of prayer clause 'B'. The delay for filing First Appeal stands condoned.
4. Issue notice to the respondents. Mr. B.K.Patil, learned counsel waives service of notice for respondent Nos. 1 to 5. Mr. Wani holding for Mr. A.S.Bajaj, learned counsel waives service of notice for respondent No.6. Call for record and proceedings from

the concerned Tribunal.

5. List the Appeal for admission in due course with connected First Appeal Stamp No. 39627 of 2017.

[K.K.SONAWANE]
JUDGE

KNP/C.A. 3503.2018 in F.A. St. 5656.2018