

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

940 CIVIL APPLICATION NO.5456 OF 2018
IN FAST/11453/2018
WITH
CA/5457/2018 IN FAST/11453/2018

NEW INDIA ASSURANCE CO. LTD., THR ITS AUTHORIZED
SIGNATORY, AURANGABAD
VERSUS
SABIYA BALAM SHAIKH AND ORS

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Advocate for Applicant : Mr. Kadethankar Ajit B.
Mr. Wagh Umakant U For R/1 To 6;
Resp.No.7 is served;
Mr. Deshpande Avinash S. For R/8;
Resp.no.9 is Served through Publication

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CORAM : P.R. BORA, J.
Dated: September 28, 2018
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PER COURT :-

1. All the respondents are duly served.
Advocate Shri Wagh appears for original claimants.
2. Heard learned counsel for applicant
insurance company and learned counsel for the
original claimants.
3. For the reasons stated in the application,
which according to me are just and sufficient, the
delay of 26 days caused in filing the appeal is
condoned. The CA for condonation of delay stands

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disposed of.

4. In view of the fact that the insurance company has deposited the entire amount, as was directed by this Court, the interim relief granted on 24th April, 2018 is made absolute. CA for stay stands disposed of.

5. The appeal be registered in accordance with law. On registration of the appeal, issue notice to the respondents, returnable on 22nd November, 2018. Learned Counsel for the respondents waive service for respective respondents.

6. The appellant is permitted to serve Respondent No.9 by way of paper publication as was done while serving the notice in CA for condonation of delay.

(P.R. BORA, J.)

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