

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

CIVIL APPLICATION NO. 12011 OF 2016

IN

FIRST APPEAL NO. 4452 OF 2016

Kirti Construction through Proprietor.

Applicant.

Versus

Ashok Nagoram Lamture & another.

Respondents.

Mr. J.R. Patil, Advocate for the applicant.

Mr. N.R. Kendre, Advocate for respondent No.1.

Mr. Swapnil S. Darga, Advocate holding for

Mr. S.G. Chapalgaonkar, Advocate for respondent No.2.

CORAM : SUNIL K. KOTWAL,J.

Dated : 5th December 2018.

ORDER :-

. The applicants has already joined 'New India Assurance Company Limited' as respondent No.2 in First Appeal No.4452 of 2016. Otherwise also, considering the policy of insurance issued in favour of the applicant, the said Insurance Company is necessary party to this proceeding.

3. Therefore Civil Application No.12011 of 2016 is allowed in terms of prayer Clause 'B'.

4. Civil Application is disposed of accordingly.

5. Mr. Dargad, learned Counsel waives service of notice for respondent No.2.

(SUNIL K. KOTWAL)
JUDGE

vdd/