

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD
CIVIL APPLICATION NO. 1000 OF 2014 IN
FIRST APPEAL ST. NO. 28264 OF 2013

Bhagwat Bhimrao Edekar

Applicant

Versus

Mahadev Ramrao Nirude
& others

Respondents

Mr. S.S. Panale, advocate for applicant.

Mr. V.R. Mundada, advocate for respondent no. 3.

CORAM : M.S. SONAK, J.

DATE : 31st JANUARY, 2018

PER COURT:

The notices are served upon the respondents.
Mr.Mundada, advocate appears for Respondent No.3-Insurance
Company.

Taking into consideration the reasons set out in the
application, which spell out sufficient cause for condonation of
delay of 153 days in instituting the appeal is condoned.

Civil Application is disposed of.

(M.S. SONAK)
JUDGE

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD
FIRST APPEAL ST. NO. 28264 OF 2013

Bhagwat Bhimrao Edekar

Appellant

Versus

Mahadev Ramrao Nirude & others

Respondents

Mr. S.S. Panale, advocate for appellant.

Mr. V.R. Mundada, advocate for respondent no. 3.

CORAM : M.S. SONAK, J.

DATE : 31st JANUARY, 2018

PER COURT:

Heard.

Admit on the following substantial questions of law:-

(A) Whether the finding, that there is some doubt as to the occurrence of the accident in view of discrepancy of date, is a finding, which is vitiated by perversity?

(B) Whether in the absence of any dispute that accident has taken place, the Commissioner would have non suited the appellant on the ground of same discrepancy of date of the accident?

**(M.S. SONAK)
JUDGE**