

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

918 CIVIL APPLICATION NO. 14248 OF 2018
IN FA/134/2017 WITH CA/8165/2012 IN FA/134/2017

THE UNITED INDIA INSURANCE CO. LTD THR DIVISIONAL
MANAGER

VERSUS

NANDABAI BALASAHEB JADHAV AND ORS

...

Advocate for Applicant : Mr.Kanade Arun G.
Advocate for Respondents 1 to 4 : Mr.K. B. Autade

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CORAM : SUNIL K. KOTWAL, J.

DATE : NOVEMBER 29, 2018

O R D E R :

Heard learned counsel for the applicant and
learned counsel for respondent nos. 1 to 4.

2. Learned counsel for respondent nos. 1 to 4 has
no objection to set aside the dismissal order, passed
against respondent no.5. Otherwise also, respondent
no.5 being owner of offending vehicle is necessary
party in this proceeding. Therefore, Civil Application
is allowed in terms of prayer clause 'B'.

3. The order of dismissal passed against
respondent no.5 is set aside.

4. Issue fresh notice to respondent no.5 at both the addresses given by the appellant.

[SUNIL K. KOTWAL, J.]

dbm