

Amk

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 1759 OF 2018
IN
FIRST APPEAL (STAMP) NO. 13447 OF 2018**

IFFCO-TOKIO General Insurance Co. Ltd. .. Applicant
Vs.
Shri Ashok Duinkar Karande & Ors. .. Respondents

Ms. Deepika Prabala I/b Reis Juris for the Applicant.
Mr. Bhushan Walimbe for Respondent No.1.

CORAM : K. K. SONAWANE, J.
DATE : 10th AUGUST, 2018.

P. C. :

1. Heard learned Counsel for applicant-Insurance Company and learned Counsel for Respondent No.1-original claimant. Despite service of notice, no one else appeared on behalf of respondent No.2. Notice to respondent No.3 was pasted on the door of his house but he did not turn up to this Court. He is driver of the offending vehicle. In view of report, service of notice to respondent No.3 is complete.
2. The present application is filed on behalf of applicant-Insurance Company for condonation of delay of 20 days in presenting appeal against the impugned Judgment and Award passed by the M.A.C.T., Kolhapur in M.A.C. No. 260 of 2016.
3. In view of reasons mentioned in the application and nature of subject matter, there is no impediment to condone the delay of 20 days.

Hence, the application deserves to be allowed.

4. Accordingly, the application stands allowed in terms of prayer clause (b). The delay caused in filing First Appeal against the Judgment and Award passed by M.A.C.T., Kolhapur in M.A.C. No. 260 of 2016 is hereby condoned.

5. Registry to take requisite steps for further process.

[K. K. SONAWANE, J.]