

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

**FIRST APPEAL NO. 1517 OF 2014
WITH
CIVIL APPLICATION NO. 1006 OF 2016
IN
FIRST APPEAL NO. 1517 OF 2014**

Bajaj Allianz General Insurance
Co. Ltd.

.. Appellant

Vs.

Mrs. Mirabai Sopan Devkar & Anr.

.. Respondents

Ms.Yogita Deshmukh-Chitnis, Advocate for appellant/applicant.

CORAM : A.S. CHANDURKAR, J.

DATE : 4TH DECEMBER 2018

P.C.

1 Not on board. Taken upon production.

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2 The learned counsel for the applicant submits that even though the time was granted to file the private paper book, the paper book was not filed within the said period and therefore the appeal came to be dismissed. The counsel further requests that the appeal may be restored and on such restoration, the learned counsel has instructions to withdraw the said appeal.

3 Considering the fact the appeal is sought to be withdrawn, the conditional order dated 8th January 2015 with regard to the direction to file

private paper book is recalled.

4 This civil application is allowed in terms of prayer clauses (a) and (b) and accordingly disposed of.

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5 The learned counsel for the appellant, on instructions, seeks permission to withdraw the appeal.

6 The appeal is permitted to be withdrawn.

7 The amount of compensation as deposited with the Claims Tribunal shall be paid to the original claimants along with accrued interest. The amount of Rs.25,000/- be transferred to the Claims Tribunal.

8 The Court fees be refunded to the appellant in accordance with the Rules.

(A.S. CHANDURKAR, J.)