

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

**CIVIL APPLICATION NO. 2469 OF 2016
WITH
CIVIL APPLICATION NO. 2470 OF 2016
IN
FIRST APPEAL (ST.) NO. 35746 OF 2015**

The New India Assurance Co. Ltd. ...Applicant

Versus

Aniket Arvind Sakpal & Anr. ...Respondents

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Mr.D.S.Joshi for the Applicant.
Mr.Rajesh More for Respondent No.1.

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CORAM: **MRS.MRIDULA BHATKAR, J.**
DATE : **JANUARY 17, 2018**

P.C.:

CIVIL APPLICATION NO. 2469 OF 2016

1. This Application is moved for condonation of delay of 37 days in filing First Appeal.

2. The learned counsel for the applicant submits that the delay is not deliberate.

3. The learned counsel for respondent no.1 submits to the order passed by this Court.
4. For the reasons mentioned in the Civil Application, delay of 37 days is condoned.
5. Civil Application is allowed and is accordingly disposed of.
6. First Appeal be numbered.

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7. By this Civil Application, the applicant seeks stay to the execution and implementation of the judgment and award dated 25th June, 2015 passed by the learned Additional Member, Motor Accident Claims Tribunal, Pune in M.A.C.P. No. 355 of 2006
8. The learned Counsel for the applicant submits that the applicant /insurance company has deposited the entire decretal amount alongwith interest accrued thereon.

9. In view of this submission, the execution and implementation of the impugned judgment and award is stayed till the final disposal of the Appeal.

10. Civil Application is allowed and is accordingly disposed of.

(MRIDULA BHATKAR, J.)