

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

C.A.F. NO.981/2017
IN
FIRST APPEAL STAMP NO.3341/2017

I.C.I.C.I. Lombard General Insurance Company Limited

..Vs..

Smt. Lalita Wd/o Onkarrao Gawali and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri R.D. Bhuibhar, Advocate for the applicant / appellant.
Shri V.A. Patait, Advocate for respondent Nos.1 to 3.

CORAM : Z.A. HAQ, J.
DATE : 13.4.2018.

Heard.

Accepting the explanation given in the application, delay of 115 days in filing the appeal is condoned. The civil application is **allowed** accordingly.
No costs.

FIRST APPEAL STAMP NO.3341/2017

First Appeal is taken up for hearing on admission.

Admit.

Call record and proceedings.

Shri V.A. Patait, Advocate waives notice for respondent Nos.1 to 3.

C.A.F. NO.1258/2018

Considering the nature of defence of the insurance company and the fact that the respondent No.1 is widow of deceased and respondent Nos.2 and 3 are minor daughters of deceased, following order is passed:

The amount deposited by the appellant be kept in fixed deposit in nationalized bank until further orders. The interest which would accrue on the amount shall be given to respondent No.1 / Smt. Lalita Wd/o Onkarrao Gawali every quarterly starting from 1st July, 2018. The amount of interest be transmitted in the account of respondent No.1 directly. The civil application is **allowed** accordingly. No costs.

JUDGE