

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

26 FIRST APPEAL ST. NO. 2514 OF 2015
WITH
CA/3785/2019
WITH
CA/1936/2015
WITH
CA/1937/2015
IN
FAST/2514/2015

MAHADEV ANANDRAO JADHAV
VERSUS
KULWANTSINGH BAJASINGH SIDDHU AND ORS.

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Mr. A.A.Mukhedkar, Advocate for Appellant.

Mr. Quadri Taher Ali, Advocate for R - 1 to 3.

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CORAM : V.L.ACHLIYA, J.

DATE : 08/04/2019

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ORAL ORDER :

1. The present appeal is preferred by the alleged owner of the vehicle involved in the accident as against the order to pay compensation u/s 140 of the Motor Vehicles Act, 1988 [for short, 'said Act'] passed by the Motor Accident Claims Tribunal, Nanded.

2. Learned counsel for the parties submit that during the pendency of the appeal, main Claim Application filed u/s 166 of the said Act has been decided and appellant is directed to pay the compensation of Rs. 2 Lakhs with interest @ 9% per annum with costs to the respondents/claimants. The amount of compensation awarded also includes the amount to be payable as 'no

fault liability' awarded u/s 140 of the said Act.

3. In view of disposal of Claim Application filed u/s 166 of the said Act, no cause survives to prosecute the appeal. The appeal is disposed of as infructuous. The amount, if any, deposited by appellant as statutory deposit be transferred to the Motor Accident Claims Tribunal, Nanded to be adjusted towards satisfaction of award passed in M.A.C.P. No. 332/2013.

4. The appeal stands disposed of in above terms. Civil Application, if any, pending stands disposed of in terms of disposal of appeal.

[V.L.ACHLIYA]
JUDGE

KNP.