

(1)

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

**87 CIVIL APPLICATION NO.10140 OF 2018
IN FAST/23576/2018**

ROYAL SUNDARAM ALLIANCE INSURANCE CO. LTD THR ITS
AUTHORIZED OFFICER

VERSUS

SHOBHA ARUN UNDARE AND ORS

...

Advocate for Applicant : Mr. Avinash S. Deshpande &
Mr. S.S. Wagh

Advocate for Respondent Nos. 1 to 4 : Mr. S.B.
Chaudhari

...

CORAM : P.R. BORA, J.

DATED : 18th FEBRUARY, 2019.

PER COURT:-

. Having regard to the grounds of objections, it does not appear to me that service of summons to respondent no.7 is mandatory. In the circumstances, service to respondent no.7 is exempted. Service is held complete.

2. Heard the learned counsel for the parties. For the reasons stated in the application, which according to me are just and sufficient, the delay caused of 156 days in filing the appeal is condoned. The civil application stands disposed of. The appeal be registered in accordance with law.

(2)

3. After registration of the appeal, issue notice to the respondents. Advocate Shri Chaudhari waives notice for respondent nos. 1 to 4. Mr. Mohit Deshmukh waives notice for respondent no.8. Having regard to the grounds of objections service to other respondents is exempted.

4. List the appeal along with First Appeal No.2142 of 2018 for final disposal at admission stage on 26.02.2019 'high on board'.

(P.R. BORA, J.)

Mujaheed//