

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

CIVIL APPLICATION NO.474 OF 2019

IN

FIRST APPEAL (ST.) NO. 37734 OF 2018

ICICI Lombard General Ins. Co. Ltd.

Applicant.

Versus

Namdeorao Bhagwan Waghmare & anr.

Respondents.

Mr. A.G. Choudhari, Advocate for the applicant.

Mr. S.V. Suryawanshi, Advocate for respondent No.1.

CORAM : SUNIL K. KOTWAL, J.

Dated : 22 March 2019.

ORDER :-

. Heard learned Counsel for the applicant and respondent No.1. Considering the period of delay of 63 days and nature of the litigation as well as reasons assigned for delay, the discretion can be exercised in favour of the applicant. Therefore, the application is allowed in terms of prayer clause 'B' and disposed of accordingly.

2. First Appeal (St.) No. 37745 of 2018 be registered.

Issue notices to the respondents. Learned Counsel Mr. Suryawanshi waives service for respondent No.1. Record and proceeding be called.

3. Place the First Appeal on 28 June 2019.

(SUNIL K. KOTWAL)
JUDGE

vdd/