

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 1711 OF 2018
IN
FIRST APPEAL (ST.) NO. 25952 OF 2017**

The New India Insurance Co. Ltd.

..... Applicant.

Vs.

Bebitai @ Bebi Vishwas Khamkar & Ors.

..... Respondents.

.....

H. B. Takke I/b Milind More for the Applicant.

S. B. Patil I/b Akshay Kulkarni for Respondent Nos. 1 & 2.

.....

**CORAM : K.K.TATED, J.
DATED : SEPTEMBER 17, 2019**

PC.

1 Heard Learned Counsel for the parties.

2. By this Civil Application, the Applicant-Insurance Company is seeking condonation of 89 days delay in filing the First Appeal challenging the Judgment and award dated 31/01/2017 passed by the Motor Accident Claims Tribunal, Islampur in Motor Accident Claim Petition No. 83/2013.

3. Considering the submission made by the Learned Counsel for the Applicant and the averments made in Civil Application, I am satisfied that the Applicant has made out a case for allowing this Civil Application. Hence, the following order:

a. Delay in filing the First Appeal is condoned.

- b. Civil Application stands disposed of accordingly.
- c. No order as to costs.

(K.K.TATED, J.)