

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO.338 OF 2010

Oriental Insurance Co. Ltd., Ahmedabad	 Appellant
V/s.	
Asha Kishor Mehta & Ors.	 Respondents

Mr. S.S. Vidyarthi for the Appellant.

None for the Respondents.

CORAM : DR. SHALINI PHANSALKAR-JOSHI, J.

DATE : 3RD JANUARY, 2019.

P.C. :

- . Not on Board. Upon mentioning, taken on Board.
2. Learned counsel for the Appellant-Insurance Company submits that, in view of the Judgment of the Hon'ble Apex Court in the case of *National Insurance Company Limited Vs. Pranay Sethi and Others, 2017 ACJ 2700*, this Appeal has become infructuous and, therefore, Appellant-Insurance Company does not want to proceed with the same. A letter to that effect issued by the Appellant-Insurance Company dated 16th November 2018 is also produced on record, which is marked as 'Annexure-A'.
3. In view thereof, the Appeal stands disposed off as withdrawn.
4. Issue 'Court Fee Refund Certificate', as per the rules.

[DR. SHALINI PHANSALKAR-JOSHI, J.]