

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.1108/2016
IN
FIRST APPEAL (STAMP)NO.14380/2015**

New India Assurance Co.Ltd. Appellant.
Vs.
Melibai B. Vaste & Ors. ... Respondents.

Advocate Mr. D.S. Joshi, for applicant.

**CORAM : K.K.TATED, J.
DATED : JULY 3, 2019.**

P.C.

Heard learned counsel for applicant.

2. By this civil application, applicant/Insurance Company is seeking condonation of 92 days delay in filing first appeal, challenging order dated 22.8.2014 passed by M.A.C.T., Thane, below Exh.5 i.e. application u/s 140 in M.A.C.P. no.643/2012 directing applicant to pay sum of Rs.50,000/- with interest @ 7% p.a. to the respondent.
3. Learned counsel for applicant submits during the pendency of present first appeal, M.A.C.P. No.643/2012 itself decided finally on its own merits. Hence, nothing survives in the proceeding.
4. Civil application stands disposed of as infructuous.

(K.K.TATED, J.)

