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IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****CIVIL APPLICATION NO. 2226 OF 2017****IN****FIRST APPEAL NO. 1112 OF 2016**

Mr. Rajendra Hanuman Patil

.....Applicant

V/s.

Reliance General Insurance Co. Ltd.

.....Respondent

Mr. Omkar P. i/b R. M. Gokhale for applicant

Ms. Varsha Chavan for respondent

CORAM : K. K. TATED, J.**DATE : APRIL 11, 2019.****P.C.**

Heard the learned counsel for the parties.

2 This application is preferred by applicant original claimant for dispensing with the service on original respondent no. 2, owner of the vehicle in an application for withdrawal of the amount deposited by the Insurance Company.

3 Considering the submissions of the learned counsel for the applicant and the averments made in Civil Application, following order is passed:

(I) Application is allowed in terms of prayer clauses (a) and (b) which read thus:

“(a) Service of notice upon the Respondent No. 2 in Civil Application No. (ST) 26647 of 2016 in First Appeal No. 1112 of 2016 may be dispensed with;

(b) Affirmation of the petitioner be dispensed with”.

(II) No order as to costs.

[K. K. TATED, J.]