

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

**CIVIL APPLICATION NO. 3154 OF 2015
IN
FIRST APPEAL NO. 21867 OF 2015**

The New India Assurance Co. Ltd.

..... Applicant.

Vs.

Hirabai Ashok Bhoir & Anr.

..... Respondents.

D. S. Joshi for the Applicant.

.....

Pratap Patil for Respondent No. 1.

.....

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

PC.

1 Heard Learned Counsel for the parties.

2. Though the Respondents are duly served no one appeared on behalf of them when the matter is called out.

3. By this Civil Application, the Applicant Insurance Company is seeking condonation of 194 days delay in filing the First Appeal challenging the Judgment and award dated 9th September, 2014 passed by the Motor Accident Claims Tribunal, Alibag, Raigad in Motor Accident Claim Petition No. 532 of 2009 holding that the Respondents/Original Claimants are entitled to sum of Rs. 11,20,000/- by way of compensation with interest @ 7.5% p.a.

4. 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 the 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.)