

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

First Appeal No. 1234/2018

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders.
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Dr. Shalini Shankar for the Appellant
Mrs. Yogita Kuveskar I/b. P. G. Sarda for Respondent No.1.

CORAM : K.K.TATED, J.
DATED : APRIL 22, 2019

P.C.

Heard. By this appeal, the Appellant Insurance Company challenges the judgment and award dated 22.03.2018 passed by the MACT, Mumbai in MACP No.327/2013.

2 The learned counsel for the Appellant submits that the Tribunal has failed to consider the fact that there was breach of the terms and conditions of the policy and therefore, the Insurance Company is not liable to pay compensation.

3 Considering the submissions made by the learned counsel for the Appellant and the impugned order, following order is passed:

- a. **Admit.**
- b. The Appellant to file private paper book within one year from today, with copy to other side, failing which the First Appeal shall stand dismissed without further reference to the court.
- c. Printing dispensed with.
- d. Call R & P.
- e. The learned counsel for the Respondent waives service.

(K.K.TATED, J.)