

Tikam

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

CIVIL APPLICATION No. 1825 OF 2015
IN
FIRST APPEAL (ST) No. 25478 OF 2014

The New India Assurance Co. Ltd.	...Applicant
Vs.	
Ms. Nancy Smith Carrapiett and Anr.	...Respondents

Ms. Pooja Yadav i/b. D.R. Mahadik for Applicant	
Mr. Omkar Paranjpe i/b. Mr. A.M. Gokhale for Respondent No.1	

CORAM : SHRI K.K. TATED, J.

DATE : MAY 02, 2019

P.C.:

1. Heard learned counsel for the parties.
2. By this civil application, the Applicant is seeking condonation of 57 days' delay in filing the First Appeal, challenging the judgment and award dated 28th January, 2014 passed by the Motor Accident Claim Tribunal, Mumbai in M.A.C.T. Application No.2707 of 2008.
3. Learned counsel Mr. Omkar Paranjpe appearing for respondent No.1 submits that the Applicant has not shown sufficient cause for condonation of delay. If this Court comes to the conclusion that Applicant has made out a case for allowing the civil application, then in that case, costs may be imposed.
4. Considering the submissions made by the learned counsel for the Applicant, and the averments made in the civil application, I am satisfied that the Applicant has made out a case for allowing this civil application without imposing any costs. Hence, following order:

ORDER

- (A) Delay in filing the First Appeal is condoned.
- (B) Civil Application stands disposed of accordingly.

[K.K. TATED, J.]

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