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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY****CIVIL APPELLATE JURISDICTION****CIVIL APPLICATION NO. 6 OF 2018****IN****FIRST APPEAL (ST) NO. 36295 OF 2017**

The National Insurance Company Limited

.....Applicant

V/s.

Smt. Geeta Jeevan Vedpathak and others

.....Respondents

Mrs. Poonam Mittal for the applicant

Mr. Ranjeet Patil for respondent nos. 1 to 5

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

Heard the learned counsel for the parties.

2 Office note shows that Civil Application stands dismissed against respondent no. 7.

3 By this Civil Application, applicant-Insurance Company is

seeking condonation of 108 days delay in filing the First Appeal challenging the Judgment and Award dated 06/04/2017 passed by Motor Accident Claims Tribunal at Kolhapur in MAC Petition no. 198 of 2012.

4 Considering the submissions made by the learned counsel for the applicant and the averments made in Civil Application, I am satisfied that applicant has made out case for allowing Civil Application. Hence, following order:

- (I) Delay of 108 days in filing First Appeal is condoned.
- (II) Registry is directed to make noting that First Appeal stand dismissed against Respondent no. 7 Mayur Shivaji Vidhate.
- (III) Civil Application stands disposed of accordingly.
- (IV) No order as to costs.

**[K. K. TATED, J.]**