

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**60 CIVIL APPLICATION NO.14829 OF 2019
IN/WITH/FAST/37991/2019**

**THE NEW INDIA ASSURANCE CO. LTD.
VERSUS
FIRDOS ALIM PATHAN AND ORS**

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Advocate for Applicant : Mr. A. S. Usmanpurkar.
Advocate for Respondent Nos.1 to 4 : Mr. Gandhi Amol S.

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**CORAM : V. K. JADHAV, J.
DATE : 04.11.2020**

PER COURT :-

1. Heard the learned counsel for the applicant / insurer and the learned counsel appearing for the respondents / original claimants.
2. There is a delay of 36 days in filing the appeal. The learned counsel for the respondents / original claimants has no objection, if the delay is condoned.
3. In view of the above and for the reasons stated in the application, the Civil Application is allowed in terms of prayer clause 'B' and disposed of accordingly.

4. In First Appeal, issue notice to the respondents, returnable on 27.01.2021.

5. The learned counsel for the respondents / original claimants, Mr. Gandhi waives the notice for the respondents / original claimants.

6. Call Record and Proceedings.

(V. K. JADHAV, J.)

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vmk/-