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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1823 OF 2019
IN
FIRST APPEAL (STAMP) NO.31663 OF 2017

Rahul N. Phalke ...Applicant
V/s.
The Divisional Manager,
The New India Assurance Co. Ltd. & Anr. ...Respondents

Mr.Vasant R. Kadam i/b Mr.Yuvraj P. Narvankar for the Applicant.

Ms.Poonam Mital for the Respondent No.1.

CORAM : R.D. DHANUKA, J.
DATE : 7TH JANUARY, 2020.

P.C. :-

1. Respondent no.1 waives service. None appeared for the respondent no.2 even before the learned Trial Court and is a formal party.

2. Heard learned counsel for the applicant and for the respondent no.1. There is delay of 11 days in filing the first appeal. The delay is sufficiently explained in paragraph 8 of the civil application.

3. The civil application is made absolute in terms of prayer clause (a). There shall be no order as to costs.

(R.D. DHANUKA, J.)