

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION 5**

**CIVIL APPLICATION NO.470 OF 2018
IN
FIRST APPEAL (ST.) NO.15235 OF 2017**

The New India Assurance Co. Ltd. .. Applicant/Appellant
Vs.
Kalpana Rajesh Sengar & Ors. .. Respondents

Mr.Sandeep S. Jinsiwale for the applicant/appellant.
Mr.Uday B. Nighot for the respondent nos.1 to 3.

CORAM : R.D.DHANUKA, J.
DATE : 27th January 2020

P.C.:

. Papers are allowed to be produced at 3.00 p.m.

2. Mr.Jinsiwale, learned counsel for the applicant states that the dispute is only about quantification of the amount awarded by the Tribunal, service upon the respondent no.4 be exempted. Statement is accepted.

3. Service upon the respondent no.4 is waived. Learned counsel for the respondent nos.1 to 3 waives service.

4. By this application, the applicant seeks condonation of delay of 52 days in filing the First Appeal.

5. Heard learned counsel for the applicant. Delay is sufficiently explained in paragraph 3 of the civil application.

6. Civil application is made absolute in terms of prayer clause (b). No order as to costs.

R.D.DHANUKA, J.