

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

**CIVIL APPLICATION NO. 3466 OF 2015
IN
FIRST APPEAL STAMP NO. 7771 OF 2015**

New India Assurance Company Ltd. ... Applicant
Versus
Kashinath Radhakisan Wagh and another ... Respondents

....
Mr. S. G. Chapalgaonkar, Advocate for applicant
Mr. S. S. Dev, Advocate for res[pondent No.1
....

**CORAM : R. G. AVACHAT, J.
DATED : 25th OCTOBER, 2021**

PER COURT :-

. Heard.

2. For the reasons given in the application, the same is
allowed in terms of prayer clause (B).

3. Appeal be registered.

4. Shri S. S. Dev, learned Advocate waives for respondent
No.1.

5. On 13.03.2015, while notice on application for delay condonation was issued to the owner of the vehicle, it was for final hearing of the appeal at admission stage itself. In spite of service of notice, the respondent No.2 – owner of the vehicle has not marked his appearance. The appeal would, therefore, be heard in his absence.

6. Stand over to 16th November, 2021.

[R. G. AVACHAT, J.]

SMS