

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO.4185 OF 2021
IN
FIRST APPEAL (ST.) NO.29822 OF 2017

VISHAL
SUBHASH
PAREKAR

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VISHAL SUBHASH
PAREKAR

Date: 2021.12.20
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The New India Assurance Co. Ltd.

...Applicant/Appellant

vs.

Hirabai Namdeo Gavali and Others

...Respondents

Mr. Sandeep Jinsiwale, for the Applicant/Appellant

Mr. Rajan Pawar, for the Respondent Nos. 1 to 8.

CORAM : N. J. JAMADAR, J.

DATE : DECEMBER 20, 2021

P.C.:

- . Heard the learned counsel for the applicant.
2. For the reasons assigned in the application, the delay in taking out the application stands condoned.
3. The order dated 26th April, 2019 whereby the Civil Application No. 1096 of 2018 came to be dismissed qua respondent No. 9 for want of steps stands recalled.
4. The application stands restored to file.
5. Issue fresh notice to respondent No. 9 returnable six weeks.
6. In addition to notice through Court, in usual mode, the applicant is at liberty to serve respondent No. 9 by way of substituted service by paper publication.
7. List on 21st February, 2022.

(N. J. JAMADAR, J.)