

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CIVIL APPLICATION (F) NO. 277 OF 2020
IN FIRST APPEAL ST. NO. 20798 OF 2019

(Oriental Insurance Company Vs. Smt. Purnima wd/o Suresh Mansute & Ors.)

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.

Court's or Judge's orders.

Ms. S.O. Tapdiya, Advocate h/f Shri A.M. Quazi,
Advocate for the applicant/ appellant.

Shri A.D. Bhate, Advocate for respondent Nos. 1 to 3.

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CORAM : PUSHPA V. GANEDIWALA, J.
AUGUST 05, 2021.

Heard.

2] This is an application seeking
condonation of delay of 7 days caused in filing the
First Appeal.

3] The reasons for delay are mentioned in
para 4 and 5 of the application.

4] Considering the reasons mentioned in
the application and finding them to be satisfactory,
the application is allowed. Delay of 7 days caused in
filing the First Appeal stands condoned. Appeal be
registered.

FIRST APPEAL NO...../2021.

5] Issue notice to the respondents, returnable after eight weeks.

6] Shri Bhate, learned counsel, waives notice for respondent Nos.1 to 3.

CIVIL APPLICATION (F) NO. 1470 OF 2021.

7] This is an application filed on behalf of the applicants/ respondents seeking permission to withdraw the amount deposited by the appellant.

8] It is submitted that the financial condition of the present applicants is absolutely precarious. The deceased, in respect of whom the Claim Petition was preferred, was the husband of applicant No.1 and father of applicant Nos.2 and 3 and he was the sole bread earner of the family and that the applicants are surviving at the mercy of old aged parents of applicant No.1.

9] Considering the aforesaid submissions, 75% of the amount deposited is permitted to be withdrawn on furnishing usual undertaking before the Registrar (Judicial).

10] Civil Application stands disposed of.

JUDGE

Sumit