

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

**Civil Application (CAF) No.1087/2021**  
**AND**  
**Civil Application (CAF) No.1088/2021**  
**IN**  
**First Appeal Stamp No.11963/2018**

Reliance General Insurance Co. Ltd. Vs. Sau. Chandrabhaga w/o Ramdas Sontakke & Ors.

\*\*\*\*\*

Office notes, Office Memoranda of  
 Coram, appearances, Court's orders  
 or directions and Registrar's orders.

Court's or Judge's Orders

\*\*\*\*\*

Shri D.N. Kukday, Advocate for the Applicant/Appellant.  
 Shri V.D. Awachat, Advocate for Respondent Nos.1 and 2.

**CORAM : S.M. MODAK, J.**  
**DATE : 11<sup>th</sup> JUNE, 2021.**

Hearing was conducted through Video Conferencing and the learned Counsel agreed that the audio and visual quality was proper.

Heard learned Advocate Shri Kukday for the appellant and learned Advocate Shri Awachat for respondent Nos.1 and 2.

The notice of respondent No.8–widow and respondent No.9–daughter of the deceased could not be served for want of correct address. Whereas, the notice on respondent No.3 also could not be served. Hence, the direction:

- a) Notice be served on respondent Nos.3, 8 and 9 by paper publication.
- b) Both civil applications are disposed of.

**Civil Application (CAF) No.27/2019**

The appellant to take steps for service on respondent

No.6.

My attention is brought to the fact of non-deposit of the decretal amount. It is true that stay is granted subject to deposit the decretal amount within a period of four weeks. Admittedly, the appellant has not deposited the decretal amount before this Court. There is a contention that the amount might have been deposited before the Claims Tribunal. If it is not deposited there, the appellant is ready to deposit the decretal amount within a period of five weeks before this Court.

Hence, the appellant to deposit the decretal amount within a period of five weeks before this Court, if it is not deposited before the Claims Tribunal. If such amount is deposited before this Court, stay to the impugned judgment will be revived.

Matter be kept after service.

**JUDGE**

vijay