

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

**FIRST APPEAL (ST.) NO. 27946 OF 2013
WITH
CIVIL APPLICATION NO. 633 OF 2014
WITH
CIVIL APPLICATION NO. 634 OF 2014**

Divisional Officer,
The New India Assurance Co. Ltd.
Satpur, Legal Cell, Nashik

... Appellant
(Orig. Opp. No.3)

Versus

Heerabai Bansidas Bairagi & Ors.

... Respondents
(Resp. No.1-Orig. Petitioner,
Resp. Nos.2 and 3- Orig.
Opponent Nos.1 and 2.)

Mr. Yatin Malvankar a/w Mr. Atharva Date i/b Mr. Shubham Misar for the
Appellant.
Ms. Yogita M. Deshmukh for Respondent No.1.

CORAM : R.I. CHAGLA, J.

DATED : 23rd NOVEMBER, 2022.

ORDER :

1 Heard the learned Advocate for the parties.

2 By the order dated 26.04.2022 this Court had directed the
Appellant to take steps to serve Respondent No.3 within a week from

today. If such steps are not taken, the Appeal shall stand dismissed. It is an admitted position that Respondent No.3 has not been served.

3 Accordingly, in view of order dated 26.04.2022, the First Appeal stands dismissed.

4 In view of dismissal of the First Appeal, the Civil Applications do not survive and are accordingly disposed of.

5 In the event the Appellant files an application for restoration, that shall be considered on its own merits.

(R.I. CHAGLA, J.)

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