

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

**CIVIL APPLICATION NO.444 OF 2016
IN
FIRST APPEAL (STAMP) NO.32217 OF 2015**

Reliance General Insurance Co. Ltd. ...Applicant/Appellant

Versus

Ganesh Malhar Gawali and Anr. ...Respondents

....

Ms Deepika Motagi Prabhala i/b. M/s. Res Juris for the Applicant.

Mr. T.J. Mendon for Respondent No.1.

CORAM : ANIL S. KILOR, J.

DATED: 28th JANUARY, 2022.

P.C.:-

1. Heard learned counsel for the respective parties.
2. Ms Prabhala, learned counsel appearing for the Applicant submits there is a delay of 95 days in filing the first appeal challenging the impugned judgment and award dated 05/03/2015 passed by the learned Member, Motor Accident Claims Tribunal, Mumbai in Claim Application No.2176 of 2008.
3. It is submitted that the time consumed in completing the procedure is the reason for causing delay in this matter.

4. The learned counsel for Respondent No.1 opposes the present application.

5. After going through the application, wherein the Applicant has stated that because there are different departments and before filing the appeal, it required to obtain sanction and complete other formalities, therefore, the time consumed in the completion of all the process is the reason for causing delay in filing the first appeal.

6. In absence of any reply opposing the present application or disputing the facts stated in the application, I have found that the reasons stated in the application are satisfactory. Accordingly, I pass the following order:-

ORDER

- (i) The application for condonation of delay is allowed;
- (ii) The delay caused in filing First Appeal is condoned. The office is requested to register the First Appeal and place the same before the Court for admission.

(ANIL S. KILOR, J.)