

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

***CIVIL APPLICATION NO.299 OF 2013
IN
FIRST APPEAL (ST) NO.33888 OF 2012
WITH
INTERIM APPLICATION (ST) NO.2993 OF 2022
WITH
CIVIL APPLICATION NO.300 OF 2013***

IFCO Tokio General Insurance Co. Ltd. ...Applicant
Vs
Smt. Sushma Manoj Gupta and Ors. ...Respondents
...

None for the Applicant/Appellant.
Mr. T.S.Mendon for R.Nos.1 to 4 in FAST/33888 of 2012 and
for applicant in IAST/2933 of 2012.

CORAM : SANDEEP K. SHINDE J.
DATE : MARCH 4, 2022.

P.C. :

Insurance Company has filed this application for
condonation of delay caused in preferring appeal against the
judgment and award dated 5th January, 2011 in Motor Accident
Claims Petition NO.1858 of 2008. Although, the application was filed
in 2012, it appears, no efforts were made to seek condonation of
delay. On 15th February, 2022, when application was called on for

hearing, none had appeared for the applicant and, therefore, it was directed to be listed on 4th March, 2022. Today also, none appears for the applicant.

2 Heard Mr. Mendon, learned counsel for Respondent-Claimant Nos.1 to 4. Prima-facie, I am of the view that Insurance Company is not interested in pursuing the appeal.

3 Civil Application is dismissed.

Interim Application (St) No.2993 of 2022

4 Place Interim Application (St) No.2993 of 2022 on the next Friday, i.e., 10th March, 2022 under the caption for ‘Orders’.

(SANDEEP K. SHINDE, J.)