

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 10900 OF 2022
IN FIRST APPEAL (ST) NO. 12735 OF 2020
WITH CA/10902/2022 IN FAST/12735/2020

NATIONAL INSURANCE COMPANY LTD BRANCH MANAGER
201 A-WING AMBAR PLAZA STATION ROAD AHMEDNAGAR
VERSUS
MANGAL BABASAHEB SHIRSHATH AND OTHERS

...
Mr. S.V. Kulkarni h/f. Mr. S.N. Pagare – Advocate for Applicant
Mr. A.M. Soni – Advocate for Respondents
....

CORAM : SANDIPKUMAR C. MORE, J.
DATE : 31st March, 2023

PER COURT :

1. As per pursis dated 28th February, 2023 and the death certificate annexed to it, it is evident that respondent no.6 – Rambhabai Sonyabapu Sirsath in the appeal has expired on 12th June, 2022. Her husband is already on record as respondent no.5.

2. In view of the same, the appellant – Insurance Company is directed to delete the name of Rambhabai i.e. respondent no.6 forthwith.

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3. Heard rival submissions.
4. The insurance Company is seeking condonation of delay of only 7 days. Considering the short period, it stands condoned.
5. The appeal be placed for admission after removal of office objections, if any.
6. The Civil Application is accordingly disposed of.

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7. Since the appellant – Insurance Company has deposited entire amount of compensation alongwith the interest, the application is made absolute in terms of prayer clause 'B' and disposed of.

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8. Since there are chances of settlement, stand over to 17th April, 2023.

**[SANDIPKUMAR C. MORE]
JUDGE**

Pooja Kale