

Niti

IN THE HIGH COURT OF BOMBAY AT GOA

CONTEMPT PETITION NO.25 OF 2023

AND

MISC. CIVIL APPLICATION NO.2203 OF 2023 (F)

IN

FIRST APPEAL NO.13 OF 2016

CONTEMPT PETITION NO.25 OF 2023

IN

FIRST APPEAL NO.13 OF 2016

VISHWAJIT V. MAYEKAR AND ANR.PETITIONER

Versus

THE NEW INDIA ASSURANCE

COMPANY LTD. AND 4 ORS.

....RESPONDENTS

Mr Parikshit Sawant, Advocates for the Petitioner.

Mr Amey Kakodkar, Advocate for Respondent No.1.

Ms Yadika Mandrekar, Advocate for Respondent No.5.

AND

MISC. CIVIL APPLICATION NO.2203 OF 2023 (F)

IN

FIRST APPEAL NO.13 OF 2016

NATIONAL INSURANCE CO. LTD.

THR. ITS DIVISIONAL MANAGER

CATARINA L. ALVARES

NEE FERNANDES

....APPLICANT

Versus

VISHWAJIT V. MAYEKAR AND 5 ORS.RESPONDENTS

Ms Yadika Mandrekar, Advocate for the Applicant.

Mr Parikshit Sawant, Advocate for Respondent No.1.

Mr Amey Kakodkar, Advocate for Respondent No.2.

CORAM: M. S. SONAK, J.

DATE : 6th OCTOBER 2023

ORAL ORDER :

1. After the notices were served upon the respondents, that is the Insurance Companies, Mr Amey Kakodkar and Ms Yadika Mandrekar, the learned Counsel for the respective Insurance Company, state that the amounts in terms of this Court's judgment and order dated 21.04.2022 have been deposited in this Court. They point out that there was some delay in depositing the amounts which was not intentional. Ms Mandrekar points out that the Insurance Company, whom she represents, has filed a Misc. Civil Application seeking extension of time for depositing the amount. Mr Kakodkar points out that this Court had already extended the time to New India Assurance Company Limited to deposit the amount. He points out that still there is some delay and he orally prays for condonation.

2. Now that the amounts are already deposited by both Insurance Companies, the delay in deposit of the same is hereby condoned. The explanation on behalf of the Insurance Companies, as articulated by the learned Counsel appearing on their behalf, is also accepted. The learned Counsel for the parties, based on instructions, assured that henceforward the Insurance Company will not delay compliances with the Court orders.

3. Accordingly, the contempt notice is discharged. The contempt proceedings are disposed of.
4. In terms of this Court's judgment and order disposing of First Appeal No.13/2016, the deposited amounts to be paid to the claimants by following the usual formality.
5. The application for extension of time bearing Misc. Civil Application No.2203/2023 is also disposed of.

M. S. SONAK, J.

NITI K
HALDANKAR

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Date: 2023.10.07
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