

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

**INTERIM APPLICATION NO.4476 OF 2023
IN
FIRST APPEAL NO.443 OF 2012**

The New India Assurance Company Limited ... Appellant/Applicant
Vs.
Shri Uday Vishnu Sawant (deceased)
Through its Legal Heir
Smt. Savita Vishnu Sawant and anr. ... Respondents

Mr.Niketan Nakhawa, Advocate for the Applicant/Appellant.
Ms.Jaya Shukla h/f Ms.Jyoti Bajpayee, Advocates for the Respondents.

**CORAM : ABHAY AHUJA, J.
DATE : 14 JUNE, 2023.**

P.C. :

1. This is an interim application seeking to bring the heirs of deceased Respondent No.1A on record is the first appeal.
2. Learned counsel for the Applicant draws the attention of this court to paragraph No.6 of the application which refers to the legal heirs to be brought on record. There is a delay of 1 year and 41 days in taking out this application.

3. Ms.Jaya Shukla, learned counsel for the Respondents has no objection if the application is allowed.

4. Having heard the learned counsel for the parties and having perused the application, the application is allowed in terms of prayer clauses (B) and (C).

5. Let the First Appeal be registered within a period of two weeks .

6. Let copy of the amended appeal be served on the other side within a period of two weeks thereafter.

7. Interim application stands disposed of.

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8. Let the First Appeal be listed for final disposal on 17th August, 2023.

9. In the meanwhile, let the Appellant furnish a copy of the private paper-book to the learned counsel for the Respondents.

(ABHAY AHUJA, J.)