

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**NAGPUR BENCH : NAGPUR**

**CIVIL APPLICATION (CAF) NO. 237/2020**  
**IN FIRST APPEAL STAMP NO. 18106/2019**

National Insurance Co. Ltd., Thr. Branch Manager, Bhandara

**Vs**

Wanita Wd/O Nandlal Salame And Others

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Office Notes, Office Memoranda of  
Coram, appearances, Court's Orders  
or directions and Registrar's order

Court's or Judge's Order

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Shri M.A. Kadu, Advocate for the appellant.

**CORAM : URMILA JOSHI-PHALKE, J.**  
**DATED : 16/02/2023.**

1. The appeal is already abated against the respondent No.1. Her legal heirs of respondent No.2 is already on record.
2. The National Insurance Company limited has preferred this appeal against the judgment and award passed by the Member, Motor Accident Claims Tribunal, Bhandara, however, the delay of 165 days in filing the appeal is caused.
3. Respondent Nos. 2 and 3 are already served. None appears on behalf of respondent Nos. 2 and 3.
4. As per contention of the appellant, the appellant is the Corporate Body and it has to obtain the necessary permission, legal opinion before preferring an appeal, wherein time was consumed and therefore, the appeal is not

filed within limitation period. None appears for the respondent Nos. 2 and 3.

5. Perused the application and grounds raised therein.
6. In view of the reasons mentioned in the application, the delay of 165 days in filing the appeal is condoned.
7. The appeal be registered.
8. Call for record and proceedings.
9. Appellant to file private paper-book within a period of eight weeks, after receipt of record and proceedings.
10. Place the matter for final hearing after private paper-book is filed and its due verification.

**JUDGE**