

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

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FIRST APPEAL (ST) NO.98425 OF 2020

The New India Assurance Co. Ltd. ...Appellant

V/s.

Dindayal Shankalalaji Pawar and Ors. ...Respondents

WITH
INTERIM APPLICATION NO.12021 OF 2025

DinDayal Shankarlalji Pawar and Anr. ...Applicants

In the matter between:-

The New India Assurance Co. Ltd. ...Appellant

V/s.

Dindayal Shankalalaji Pawar and Ors. ...Respondents

WITH
INTERIM APPLICATION NO.15815 OF 2024

The New India Assurance Co. Ltd. ...Applicant

In the matter between:-

The New India Assurance Co. Ltd. ...Appellant

V/s.

Dindayal Shankalalaji Pawar and Ors. ...Respondents

Mr.Rajesh Kanojia a/w Ms.Prachi Pawar i/b. Res Juris:-	Advocates for Appellant in FA (ST) No.98425 of 2020 and for Applicant in IA No.15815 of 2024.
Mr.Dindayal Shankarlalji Pawar:-	Respondent No.1 in person.

CORAM : S. M. MODAK, J.

DATE : 10th OCTOBER 2025

P. C. :-

1. Heard learned Advocate Shri.Kanojia for the Appellant Insurance Company. He has invited my attention to the following documents:-

- (i) Copy of Form No.16 (Page No.37).
- (ii) Copy of Profit and Loss Account for the period from 1st April 2012 to 31st March 2013 (Page No.47).
- (iii) Copy of Income Tax Return [Assessment Year 2013-2014] (Page No.55).
- (iv) Copy of Income Tax Return [Assessment Year 2012-2013] (Page No.46).
- (v) Cross-examination of Dindayal Shankalalaji Pawar–Original Claimant No.1 (Page No.63).

2. He made following submissions:-

- (a) The Claimant is the father of the deceased.
- (b) The Claimant claims he is proprietor of Sheetal Enterprises.
- (c) The Claimant contends that his son was working with him as an employee.
- (d) The Claimant is producing the documents to show the earning of the son but there are various lacunae in those documents.

(e) The income arrived at by the Tribunal on such documents is on higher side.

3. For paucity of time, stand over to **15th October 2025**. To be listed as **“Part Heard”**.

[S. M. MODAK, J.]