

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 12900 of 2025
(for restoration)
in
INTERIM APPLICATION NO. 18846 of 2022
(for stay)
in
FIRST APPEAL NO. 118 of 2022

The United India Insurance Co.Ltd. Through Motor ... Applicant/
TP Claims HUB, Mumbai. Appellant/

versus

Kamalaben Ashwin Patel and ors. Respondent/s

Mr. Pandit Kasar, Advocate for the Appellant.

CORAM : R. M. JOSHI, J.

DATE : 5th DECEMBER, 2025.

P.C. :

1. Learned counsel for the appellant states that respondent No.1 was not served and hence, by order dated 10th April 2025, the appeal along with Interi Application No.18846 of 2022 came to be dismissed against respondent No.1. He makes statement that he will take steps to serve respondent No.1 by substituted service since respondent No.1 was not served at the time of the dismissal of the case against him.

2. In view of above, notice of the present application to respondent No.1 stands dispensed with.

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3. Reason mentioned in the application for condonation of delay satisfactorily explains the delay. Hence, the application is allowed and stands disposed of.

4 The appeal along with Interim Application No.18846 of 2022 stands restored against respondent No.1. In case, no steps are taken within a period of four weeks, this order shall stand vacated and appeal and the said interim application shall stand dismissed against respondent No.1.

3. List the appeal along with Interim Application No.18846 of 2022 on board on 8th January 2026.

(R. M. JOSHI, J.)