



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.**

FIRST APPEAL NO.346 OF 2022

DIVI. MANAGER, ORIENTAL INSU. CO. LTD., THR. CHIEF OFFICE,
REPRESENTED BY REGIONAL MANAGER,
NAGPUR
VS
MORESHWAR NAMDEO WANDHARE AND OTHERS

*Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders.*

Court's or Judge's order

Ms.Aprna Ingolikar, h/f Ms Naik, Advocate for the applicant/s-appellant/s
Ms Mukta Kavimandan, h/f Ms Kirti Satpute, Advocate for the respondent Nos.1 to
4

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 06th January, 2025

1. The learned counsel for the appellant/Insurance Company submits that the respondent No.6 i.e. the driver is reported to be dead. She further submits that the respondent No.6 is also not a necessary party and therefore, prays for deletion of his name.

2. As such, the name of respondent No.6 stands deleted, at the risk of the appellant/Insurance Company.

3. The deletion be carried out forthwith.

4. Stand over to **17.02.2025**.

Civil Application (CAF) No.9/2025

5. Heard rival submissions.

6. The application is filed by the appellant/Insurance Company for service upon the respondent No.5 i.e. the owner of the vehicle by way of publication, since he

could not be served on the last known address.

7. There is no strong objection from the other side.

8. As such, the application stands **allowed** and the appellant-Insurance Company is permitted to serve the respondent No.5-owner of the vehicle, by way of paper publication through daily local newspaper circulated in Karnataka, subject to deposit of necessary charges directly to the concerned newspaper.

9. The application is **disposed of**.

(SANDIPKUMAR C. MORE, J.)