



IN THE HIGH COURT OF JUDICATURE AT BOMBAY,  
BENCH AT AURANGABAD.

**949 CIVIL APPLICATION NO. 13756 OF 2024**  
IN FAST/32899/2024

THE BRANCH MANAGER, THE NEW INDIA ASSURANCE CO LTD.,  
*VERSUS*  
FULCHAND MANIK WAHMARE DED ABATED AND OTHERS

...  
Advocate for Applicant : Mr. Mohit Ramesh Rao Deshmukh.  
Advocate for Respondent Nos.2 to 5 : Mr. Mayur Subhedar.  
...

*WITH*  
**CIVIL APPLICATION NO. 3510 OF 2025**  
IN FAST/32899/2024

*WITH*  
**CIVIL APPLICATION NO. 13757 OF 2024**  
IN FAST/32899/2024  
...

CORAM : **SANJAY A. DESHMUKH, J.**

DATE : 23<sup>rd</sup> April, 2026.

**P.C.:**

1 Heard the learned counsel for the parties. Perused the applications.

**Application for condonation of delay:**

2 This is an application for condonation of delay of 57 days caused in filing the first appeal.

3 For the reasons stated in the application, the delay stands condoned. The application stands allowed in the interest of justice. Appeal be registered.

**Application for stay:**

4 This is an application seeking stay to the execution of the impugned judgment and award.

5 The learned counsel for the applicant / appellant submits that the entire amount as per the impugned judgment and award is deposited in this Court.

6 In view of the above, there shall be stay to the impugned judgment and award till the pendency of the appeal. The application stands disposed of.

**Appeal :**

7 Mr. Mayur Subhedar, learned counsel appears on behalf of respondent Nos.2 to 5.

8 Since the application for bringing the legal representatives of deceased respondent No.6 on record is allowed today, issue notice to legal representative of respondent No.6, returnable on 4<sup>th</sup> May, 2026.

9 The learned counsel for the appellant seeks leave to serve the legal representative of respondent No.6 by R.P.A.D. Leave granted.

10 Call for record and proceedings.

**[ SANJAY A. DESHMUKH, J. ]**