

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

FIRST APPEAL NO.145 OF 2003

The State of Maharashtra & ors. ..Appellants
Vs.
Geeta w/o Ganpati Baliga & ors. ..Respondents

**WITH
CROSS OBJECTION (ST) NO.10968 OF 2003
IN
FIRST APPEAL NO.145 OF 2003**

The State of Maharashtra & ors. ..Appellants
Vs.
Geeta w/o Ganpati Baliga & ors. ..Respondents

...

Mr. Yogesh Dabke, Addl. Govt. Pleader for the appellants.

...

CORAM: C. V. BHADANG, J.

**DATE: May 26, 2017.
(VACATION JUDGE)**

P.C.

. Heard, learned Addl. Govt. Pleader for the appellants. None appeared for the respondents.

2. Apart from challenging the aspect of negligence, the learned Addl. Govt. Pleader states that the learned Tribunal has taken the exchange rate (between Dirhams and Rupees) as prevailing in the year 2003 (there is a reference to a letter issued by the ICICI Bank giving the exchange rate as on 22 February, 2002). It is submitted that the accident having occurred in the year 1993, the exchange rate of the year 2002 could not have been reckoned. The deceased was allegedly earning 7000 Dirhams per month. The learned Addl. Govt. Pleader also points out that the letter dated 26 February, 2002 issued by the

ICICI Bank, to which a reference is made in the impugned Judgment is also not found on record.

3. Learned Add. Govt. Pleader seeks time to take instructions and further assist the Court. In such circumstances, stand over after vacation.

(C. V. BHADANG, J.)