

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

**FIRST APPEAL NO.215 OF 2023
WITH
INTERIM APPLICATION NO.17163 OF 2022
IN
FIRST APPEAL NO.215 OF 2023**

Jalindar Vasant Chavhan ...Appellant/Applicant
V/s.
Mandabai Balu Temkar and Ors ...Respondents

**WITH
FIRST APPEAL NO.216 OF 2023
WITH
INTERIM APPLICATION NO.17216 OF 2022
IN
FIRST APPEAL NO.216 OF 2023**

Jalindar Vasant Chavhan ...Appellant/Applicant
V/s.
Sushila Dattatraya Tavhare and Ors ...Respondents

Mr. Vikas Nana Tambavekar with Mr. B.D. Chakave, Advocate for the Appellant in both F.A.

Mr. Shambhu Jha i/b Ms. Meena J. Bhalerao, Advocate for the Respondents No.1 to 3 in both FA.

CORAM : ABHAY AHUJA, J.

DATE : 9th AUGUST, 2023

P.C. :

1. Earlier an interim stay was granted on 14th June, 2023 as Mr. Tambavekar, learned Counsel for the Appellant had submitted that the Tribunal had failed to consider that the Appellant's Pick Up Jeep was not involved in the accident. The stay was extended from time to time.

2. Today when the matter is called out Mr. Jha, learned Counsel for the Respondents draws the attention of this Court to the reply dated 11th August, 2022 filed on behalf of original claimants and in particular to Exhibit-A which contains vehicle particulars issued by the Government of Maharashtra which has been generated from the website of the Transport Department of Maharashtra which clearly indicates that the vehicle in the name of the Appellant bears the same registration No. MH-14-V-0448 as the offending vehicle referred to the impugned judgment and award.

3. Mr. Tambavekar, learned Counsel for the Appellants seeks to distinguish the same by stating that in the RC book the number stated is MH-14-V-448 and not 0448.

4. It stands two reason as to value of such an argument. However, without saying anything more, list the matter on **11th August, 2023 at 02:30 p.m.** for the appellant to take appropriate decision in the matter.

(ABHAY AHUJA, J.)