

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

16 FIRST APPEAL NO. 4344 OF 2016

PRAVIN BHIMRAO CHAVAN
VERSUS
GURUPRASAD YADAV SHRIGANGA VARAN YADAV AND ORS

...
Advocate for Appellant : Mr. Chaitali R. Kutti Choudhary
Adv. for respondent No.3 : Mr. R. F. Totala.

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CORAM : K.K. SONAWANE, J.

DATE : 18th December, 2017.

PER COURT:

1] Heard learned counsel for the appellant. Perused the appeal memo and other relevant documents produced on record. Learned counsel for appellant submits that the Tribunal has partly allowed the claim application filed on behalf of the appellant and imposed joint and several liability on the respondent Nos. 1 to 3. In the present appeal, the appellant/original claimant is seeking relief of enhancement of compensation. Therefore, there is no necessity for appearance of respondent Nos. 1 and 2 in this appeal. In such circumstances, the appellant do not want to take any steps against order of dismissal of appeal passed by this Court against respondent Nos. 1 and 2. In contrast, learned counsel for the appellant prayed to admit the appeal for final hearing on merit.

2] Heard learned counsel for the appellant and learned counsel for respondent No.3.

3] Perused the appeal memo and other relevant documents. It appears that there are legal issues arguable in nature for application of judicious mind.

4] Hence, ADMIT.

5] Issue notice to respondents. Mr. Totala, Advocate waives notice for respondent No.3 - Insurance company.

6] After compliance of procedural formalities of print/paper book etc., appeal be listed for hearing in due course.

[K.K.SONAWANE, J]

grt/-