

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

I.A. NOS. 7-8 OF 2011

IN

CIVIL APPEAL NO. 2406 OF 2006

UNITED INDIA INSURANCE CO. LTD.

APPELLANT

VERSUS

SUNIL PRABHAKAR PATIL & ORS.

RESPONDENTS

O R D E R

I.A. Nos. 7-8 of 2011 for restoration of Civil Appeal No.2406 of 2006, that was earlier dismissed for non-prosecution was listed on March 9, 2011 and it was directed to be listed today, making it clear to both sides that in case of restoration, the appeal shall be heard simultaneously on merits.

For the reasons stated in the restoration petitions, these are allowed and Civil Appeal is restored to its original file and is taken up for hearing.

Heard counsel for the petitioner and perused the order of the High Court. We find that the High Court has considered the entire matter in great detail and has arrived at its findings based on a proper ...2/-

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appreciation of the materials on record. We are in agreement with the view taken by the High Court and find no merit in the appeal. It is, accordingly, dismissed but with no order as to costs.

.....J.  
(AFTAB ALAM)

.....J.  
(R.M. LODHA)

NEW DELHI,  
MARCH 10, 2011.

ITEM NO.1

COURT NO.12

SECTION IX

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

I.A. NOS. 7-8 OF 2011  
IN  
CIVIL APPEAL NO(s). 2406 OF 2006

UNITED INDIA INSURANCE CO. LTD.

Appellant (s)

VERSUS

SUNIL PRABHAKAR PATIL & ORS.

Respondent(s)

(With appln(s) for restoration and office report)

Date: 10/03/2011 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE AFTAB ALAM  
HON'BLE MR. JUSTICE R.M. LODHA

For Appellant(s)

Mr. A.K. Singh, Adv.  
Mr. Munendra Kr. Singh, Adv.  
For Mr. Shiv Prakash Pandey, Adv.

For Respondent(s)

Mr. Vivek C. Solshe, Adv.  
For Mr. C.G. Solshe, Adv.  
  
Mr. Sudhanshu S. Choudhari, Adv.  
Mr. Sunil Upadhyay, Adv.  
For Mr. Naresh Kumar, Adv.

UPON hearing counsel the Court made the following

O R D E R

I.A. Nos. 7-8 are allowed and Civil Appeal is restored to its original file and is taken up for hearing.

Heard counsel for the petitioner and perused the order of the High Court. We find that the High Court has considered the entire matter in great detail and has arrived at its findings based on a proper appreciation of the materials on record. We are in agreement with the view taken by the High Court and find no merit in the appeal. It is, accordingly, dismissed but with no order as to costs.

(Neetu Khajuria)

(S.S.R. Krishna)

Sr.P.A.

Court Master

(Signed order is placed on the file.)