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IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION  
CIVIL APPEAL No.9523 OF 2011  
(Arising out of SLP(C)No.25798 OF 2010)

MANDAKINI & ORS.

.....APPELLANTS

VERSUS

SANJAY & ANR

.....RESPONDENTS

O R D E R

Delay condoned.

Leave granted.

This appeal is directed against the judgment of the Bombay High Court, Aurangabad Bench whereby the appeal preferred by the appellants against the award of the Motor Accident Claims Tribunal, Ahmednagar was dismissed.

One of the grounds on which the appellants have questioned the impugned judgment is that the High Court did not at all consider their plea for enhancement of the compensation awarded by the Tribunal.

Learned counsel appearing for respondent No.2 fairly conceded that the issue of compensation has not been considered by the High Court.

In view of the above, the appeal is allowed, the impugned judgment is set aside and the matter is remitted to the High Court for consideration of the claim made by the appellants for award of enhanced compensation.

.....J.  
( G.S.SINGHVI )

.....J.  
( SUDHANSU JYOTI MUKHOPADHAYA )

NEW DELHI;  
NOVEMBER 1, 2011.  
ITEM NO.4

COURT NO.6

SECTION IX

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

Petition(s) for Special Leave to Appeal (Civil) No(s).25798/2010

(From the judgement and order(s) dated 10/03/2010 in FA No.7/201 of The HIGH COURT OF BOMBAY AT AURANGABAD)

MANDAKINI & ORS.

Petitioner(s)

VERSUS

SANJAY & ANR

Respondent(s)

(With appln(s) for c/delay in filing SLP and with prayer for interim relief and office report)

Date: 01/11/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI  
HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s)            Mr. Uday B.Dube,Adv.

For Respondent(s)            Mr.Vishnu Mehra, Adv.  
   Ms. Manjeet Chawla,Adv.

UPON hearing counsel the Court made the following  
O R D E R

Delay condoned.

Leave granted.

The appeal is allowed in terms of the signed order.

(Satish K.Yadav)  
Court Master

(Phoolan Wati Arora)  
Court Master

( Signed order is placed on the file )