

IN THE HIGH COURT OF SIKKIM
CIVIL APPELLATE JURISDICTION

M.A.C. App. No. 23 OF 2015

The Branch Manager,
National Insurance Company Ltd.,
Gangtok Branch,
East Sikkim – 737 101. ----- Appellant.

-VERSUS-

1. Shri Pankaj Kumar Balabhai Kapadia,
S/o Late Balabhai Vadilal Kapadia,
2. Smt. Daxa Pankaj Kumar Kapadia,
W/o Shri Pankaj Kumar Balabhai Kapadia,
3. Shri Raj Ritesh Kapadia,
S/o Shri Raj Ritesh Balabhai Kapadia,
Petitioners are permanent resident of:
A – 7, Prerna Vihar Tower, Near Rose Wood Estate,
Opposite Gokul Awas, Jodhpur Village Road,
Jodhpur, Satellite, Ahamadabad,
State of Gujarat – 380 015.
4. Shri Krishna Prasad Giri,
S/o Late Bhim Lal Giri,
Presently residing at:
Tintek Busty, Near Block Development Office,
P. O. Rakdong & P. S. Gangtok, East Sikkim – 737 107.
(Owner of Mahindra & Mahindra
Max – Passenger Carriage Vehicle bearing
Registration No. SK – 01/J/0897) ----- Respondents.

PETITIONER
ADVOCATE (S)
FOR ----- Ms. Vidya Lama.

RESPONDENT
ADVOCATE (S)
FOR -----

Case No.....

Serial No.	Date	Order (s) with Signature (s)
1	2	3
01.	15.02.2016	MAC APP. No.23/2015 The Branch Manager, National Insurance Company Ltd. vs. Pankaj Kr. Balabhai Kapadia & Ors. BEFORE HON'BLE THE CHIEF JUSTICE MR. JUSTICE S. K. SINHA Present: Mrs. Vidya Lama, Advocate for the Appellant. Mr. Ajay Rathi, Advocate for Respondents 1, 2 & 3. <u>IA No.1/2015</u> Heard. This is an application for condonation of delay in filing the Appeal. According to the Counsel for the Appellant, the Appeal is barred by 45 days of limitation. Issue notice. Mr. Ajay Rathi accepts notice on behalf of Respondents 1, 2 & 3 and prays for and is granted 10 days' time to file reply. Let steps be taken by tomorrow for issuance of notice to Respondent No.4. List for further orders on 15.03.2016. <u>IA No.1/2016</u> Heard. This is an application for grant of interim stay. Mr. Rathi takes notice of this application also. Issue notice to Respondent No.4 as above. List for further orders on the day already fixed, i.e. on 15.03.2016. Chief Justice 15.02.2016
		Index : Yes / No Internet : Yes / No

pm