

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**FIRST APPEAL (ST) NO. 31464 OF 2012
WITH
CIVIL APPLIATION NO. 4018 OF 2012
AND
FIRST APPEAL (ST) NO. 31464 OF 2012**

Mr.Firoz Chandulal Shaikh ... Applicant.

In the matter of :

Mr.Firoz Chandulal Shaikh ... Appellant.

Versus.

Mr.Mohan Ganpati Dabade & Anr. ... Respondents.

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Mr.S.G.Thorat, Advocate for Applicant/Appellant.

Mrs.Jyoti Bajpayee, Advocate for Respondent No.2.

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CORAM :MRS.MRIDULA BHATKAR, J.

DATE:24th DECEMBER 2013

PC. :

Application is filed for the condonation of delay of one year and 174 days. The applicant is original claimant, who was injured in the accident. Learned counsel submits that he could not file appeal due to the paucity of funds and also as he was physically handicapped. Learned counsel for the respondents opposes the application.

2. In view of the submissions of learned counsel for the applicant and the reasons mentioned in paragraphs Nos.4 and 5 of the application, application is allowed. Delay is condoned.

(MRS. MRIDULA BHATKAR, J.)