

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD.

Office Memoranda of appearance, Court's orders or directions and Registrar's orders.	Notes, of Court's orders or Registrar's orders.	Office Coram,	Court's or Judge's orders.
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CIVIL APPLICATION NO. 12364 OF 2015
IN FAST/17757/2015

VIMALBAI RAOSAHEB BHUJANG AND OTHERS
VERSUS
MAHARASHTRA STATE ROAD TRANSPORT CORPORATION THR
ITS DIVISIONAL CONTROLLER, AURAN

...
Advocate for Applicants : Mr. N. A. Matkar, Advocate h/f
Mr. Gore Ravindra Vitthal
Advocate for Respondent : Mrs. Reddy Ranjana D.

CORAM: T. V. NALAWADE, J.
DATED: 8th JANUARY, 2016.

PER COURT:

1. The application is filed for condonation of delay of 2826 days caused in filing appeal against the judgment and Award of claim petition. The original claimants were minor at the relevant time. The original claim wants to challenge the quantum. Learned counsel for the Respondent, the owner, has strong objection. She submitted that there is heavy delay and unnecessarily there will be liability to pay interest if the enhancement is

granted. In view of this, learned counsel for the Applicants made a statement that the claimants will give undertaking that they will not claim interest in respect of the 2826 days, the delay period. The copy of Award shows that some issues of the deceased like Kum. Ashwani and Dhaneshwar were minor at that time and other two members of the family of the deceased were ladies and they were widows. In view of this circumstance, this Court holds that there is sufficient cause shown. The application is allowed. Delay is condoned subject to condition that the interest is not to be paid for the period of 2826 days. In those terms the application is disposed of.

(T. V. NALAWADE, J.)

Dt.08/01/2016.
ans/12364