

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO.14913 OF 2011
IN
WRIT PETITION NO.1859 OF 2008**

**SUMITRA PRALHAD TOGE.
-VERSUS-
THE STATE OF MAHARASHTRA AND OTHERS.**

...
None for the Applicant.
Shri B.A.Shinde, AGP for Respondent Nos.1 to 3 and 5.

...

**CORAM: RAVINDRA V. GHUGE
AND
SUNIL K. KOTWAL, JJ.**

DATE :- 13th November, 2017

Per Court :

- 1 None for the Applicant.
- 2 By this Civil Application, the Applicant, who is the widow of the original Petitioner, has prayed for condonation of delay of 655 days so as to come on record in the Writ Petition and prosecute the petition.
- 3 The learned AGP has opposed the application.
- 4 We find that the petition was filed by the deceased Petitioner for seeking pensionary benefits.
- 5 Considering the above, the Civil Application is allowed. Since the Applicant is widow and is praying for pensionary benefits which were

not given to her deceased husband, we are not imposing costs while condoning the delay of 655 days.

6 The Civil Application for bringing the legal heirs on record be registered and be listed on 17.11.2017.

kps

(SUNIL K. KOTWAL, J.)

(RAVINDRA V. GHUGE, J.)