

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION NO.2845 OF 2017
IN FIRST APPEAL ST. NO.12925 OF 2017
(Gandas s/o Hiramal (Caste) Barelal and others vs. Union of India)

Office Notes, Office Memoranda of
Coram, appearances, Court's orders Court's or Judge's orders
or directions and Registrar's orders.

Ms. S.V. Salwankar, Advocate for applicants.
Shri Z.S. Shekhani, Advocate for respondent.

CORAM : P.N. DESHMUKH, J.

DATED : OCTOBER 5, 2017

Heard learned Counsel for the parties.

This application is filed by applicants/
appellants for condonation of 169 days' delay caused in
preferring first appeal.

Ms. Salwankar, learned Counsel for
applicants, has submitted that applicants belong to poor
family doing labour work in agricultural field and were
dependent upon deceased Virendra, who died in the
accident. According to applicants, they could not prefer
appeal within stipulated period due to financial crunch
and as such, prays for condonation of delay.

Shri Shekhani, learned Counsel for
respondent, has strongly opposed the application
contending that no sufficient ground is put forth for
condonation of delay.

In view of submissions advanced as aforesaid
and having considered subject matter of appeal wherein
challenge is to dismissal of claim by Railway Claims

Tribunal, delay is condoned in the interest of justice.
The application is accordingly allowed.

FIRST APPEAL ST. NO. 12925 of 2017

Heard learned Counsel for the parties.

Admit.

Shri Shekhani, learned Counsel waives
notice for respondent.

Call R & P.

JUDGE

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