

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CIVIL APPLICATION (F) NO.4175/2017
IN FIRST APPEAL ST. NO.21867/2017

Divisional Railway Manager, Central Railway, Nagpur ..vs.. Smt. Sheela
Arjun Adbadiya and ors.

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

Court's or Judge's orders.

Ms Hanwante, Advocate for applicant.
Mr. Ghare, Advocate for non applicant no.2.

CORAM : V.M. DESHPANDE, J.
DATED : OCTOBER 9, 2018

Heard Ms Hanwante, learned counsel for
applicant.

This is an application for condonation of
delay in filing the appeal challenging the judgment and
award passed by learned Commissioner under the
Employees Compensation Act, 1st Labour Court, Nagpur
in ECA Case No.F/09/2008. The delay is of 182 days.

On 09.11.2017, notices on this application
were issued and the non applicants are served.
Mr.Ghare, Advocate appears for non applicant no.2.
Though non applicant is served and is represented by an
advocate, record shows that on 04.09.2018, when the
matter was listed before this Court (Coram: Z.A.Haq, J.)
non applicants remained absent. Therefore, the matter
was adjourned to 18.09.2018. On the said day, at the
request of the learned counsel Mr. Ghare, the matter was

adjourned for today. Today, when the matter was called out, non applicant no.1 and her counsel are absent. Non applicants have not filed reply to the averments made on behalf by the Divisional Railway Manager, Central Railway, Nagpur.

In that view of the matter, the application is allowed. Delay of 162 days in filing the appeal is condoned.

The application is disposed of.

JUDGE

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