

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

**CIVIL APPLICATION NO. 4156 OF 2015
IN
FIRST APPEAL (ST.) NO. 17270 OF 2015**

Akash Savlaram Khilare

..... Applicant.

Vs.

Dattatray N. Awakirkar & Anr.

..... Respondents.

Sudhakar Thorat I/b T. J. Mendon for the Applicant.

Poonam Mittal for Respondent No. 2.

.....

**CORAM : K.K.TATED, J.
DATED : SEPTEMBER 17, 2019**

P.C.

- 1 Heard Learned Counsel for the parties.
2. By this Civil Application, the Applicant/Original Claimant is seeking condonation of 52 days delay in filing the First Appeal challenging the Judgment and award dated 25th August, 2014 passed by the Motor Accident Claims Tribunal, Mumbai in application No. 3599/2007.
3. Considering the submission made by the learned counsel for the respondents and the averments made in Civil Application, I am satisfied that the Applicant has made out a case for allowing this Civil Application. Hence, the following order:

- a. Delay in filing the First Appeal is condoned.
- b. Civil Application is disposed of accordingly.
- c. No order as to costs.

(K.K.TATED, J.)