

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE CIVIL JURISDICTION
CIVIL APPLICATION NO.1470 OF 2016
in
FIRST APPEAL (ST) No. 18402 of 2015**

Yashoda Bachuprasad Kurmi (Now dead)

1. Bachu Prasad & ors .. Applicants

vs

Union of India thr.G.M. .. Respondents

Mr.Kuldip Singh for Applicants

None for Respondents

CORAM : K.K.TATED J

DATE : 25TH MARCH, 2019

P.C

1. Heard learned counsel for the applicants
2. Though the respondent is duly served, no one has appeared when the matter is called out.
3. By this Civil Application, the applicant/.original claimant is seeking condonation of 106 days delay in filing the First Appeal challenging the judgment and award dated 27.10.2014 passed by the Railway Claims Tribunal, Mumbai in O.A.No.1032/2008 dismissing the applicant's claim.

4. Considering the submissions made by the learned counsel for the applicants, and averments made in the Civil Application, I am satisfied that the applicant has made out a case for allowing this application. Hence:

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

{K.K.TATED, J}