

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

**CIVIL APPLICATION NO. 764 OF 2014
IN
FIRST APPEAL (ST.) NO. 34053 OF 2013**

Satish Kishorilal Agarwal

..... Applicant.

Vs.

N. Mohan Nair & Anr.

..... Respondents.

.....
Heena Hawaldar I/b A. M. Gokhale for the Applicant.
D. Shalini Shankar for Respondent No. 2.
.....

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

PC.

- 1 Heard Learned Counsel for the parties.
2. Though Respondent No. 1 is duly served, no one appeared on behalf of him when the matter is called out.
3. By this Civil Application, the Applicant/Original Claimant is seeking condonation of 224 days delay in filing First Appeal challenging the Judgment and award dated 3rd November, 2012 passed by the Motor Accident Claims Tribunal, Pune in Motor Accident Claim Petition No. 272/2007.
4. Considering the submission made by the Learned Counsel for the Applicant and the averments made in Civil Application, I am satisfied that the Applicant has made out case for allowing this Civil Application. Hence, the following order:

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

(K.K.TATED, J.)