

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

CIVIL APPLICATION (CAF) NO.239/2019

IN

FIRST APPEAL ST. NO.18834/2018

Smt. Asha wd/o Sandesh Kale and others

...Versus...

Union of India, through the General Manager, Central Railway, Mumbai CST

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

Court's or Judge's orders

Shri R.G. Bagul, Counsel for applicants
Shri N.P. Lambat, Counsel for respondent

CORAM : ARUN D. UPADHYE, J.

DATE : 13/03/2019

Heard.

Perused the application. There is a delay of 478 days caused in filing the first appeal.

The learned Counsel for the respondent has objected for condoning the delay.

Having heard the learned Counsel for the parties and having gone through the contents of the application, I find that sufficient cause is made out for condoning the delay. Hence, the delay caused in filing the first appeal is condoned. However, the applicants will not be entitled for the interest on the delay period, in case the first appeal is allowed.

The civil application is allowed and disposed of accordingly. No order as to costs.

FIRST APPEAL ST. NO.18834/2018

Heard.

ADMIT.

Call for record and proceedings.

Learned Counsel Shri Nitin Lambat waives service of notice for the respondent.

JUDGE

Wadkar, P.S.