

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO.8329 OF 2020 IN
FIRST APPEAL ST. NO.34240 OF 2019**

Rajesh s/o Manikrao Palode

... APPLICANT

VERSUS

Sk. Irfan s/o Sk. Mahemood & ors.

... RESPONDENTS

.....
Mr. D.P. Palodkar, Advocate for applicant

Mr. S.R. Bodade, Advocate for respondent No.3.

.....

CORAM : R. G. AVACHAT, J.

DATE : 20th DECEMBER, 2021

PER COURT :

In spite of service of notice, none appears for respondents No.1 and 2. Learned counsel for respondent No.3 Insurance Company strongly objects to condone the delay. The applicant proposes to file an appeal for enhancement of compensation on account of injuries suffered in the accident. Delay is of 89 days. It appears to have been explained in paragraphs No.2 and 3 of the application. In view of the same, the application is allowed in terms of prayer clause (B). Appeal be registered.

2. On registration of appeal, issue notice to respondents returnable on 17th March 2022. Mr. Bodade, learned counsel waives service for respondent No.3 Insurance Company.

3. Call for record and proceedings.

**(R. G. AVACHAT)
JUDGE**

fmp/-