

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

**CIVIL APPLICATION NO.500 OF 2017
IN
FIRST APPEAL (ST.) NO.27372 OF 2016**

**PRIYA
RAJESH
SOPARKAR**

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PRIYA RAJESH
SOPARKAR
Date: 2021.12.04
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Sheshnath R. Dubey and ors.

... Applicants

V/s.

BEST Undertaking

... Respondent

Ms.Varsha Chavan, Advocate for the Applicants.

Ms.Karishma Jhaveri i/by M/s Navdeep Vora Associates, Advocate
for the Respondent.

CORAM : MADHAV J. JAMDAR, J.

DATE : DECEMBER 04, 2021.

P.C.:-

1. Heard Ms.Varsha Chavan for the applicants and Ms.Karishma Jhaveri for the respondent.

2. By the present civil application the applicants are seeking condonation of delay of 87 days in filing the first appeal. In the first appeal the Judgment and award passed by learned Member, MACT, Mumbai is challenged. The applicants have claimed Rs.30 lakhs as compensation. However, the MACT, Mumbai has granted compensation of Rs.6,55,500/- and therefore, the appeal is for enhancement of the compensation. The reason given in the civil application is that the applicants are from lower strata of society and therefore, time was required for arranging for court fees and for payment of other expenses. Sufficient reasons are set out in the civil application.

3. For the reasons set out in the civil application, civil application is allowed in terms of prayer clause (a).

(MADHAV J. JAMDAR, J.)

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