

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

**924 CIVIL APPLICATION NO.3921 OF 2020
IN FAST/8219/2019**

**DAMU DAGADU UGALE (DIED) YAMUNABAI
VERSUS
UNION OF INDIA**

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Advocate for Applicants : Mr. Vishnu B. Madan
Advocate for Respondent: Mr. Navandar and Mr. D. B. Gaikwad

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CORAM : SANDIPKUMAR C. MORE, J.

DATED : 29/07/2022.

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P. C. :

1. Heard.
2. Issue notice to respondent. The learned standing counsel Mr. Navandar and Mr. D. B. Gaikwad for respondent, waive service.
3. The learned counsel for applicants submits that the period of delay in filing first appeal can be condoned considering the statutory right of the applicants.
4. The learned counsel for the respondent strongly opposed the application.
5. However, for the reasons stated in the application and considering the statutory rights of the applicant, the delay of 552 days in filing first appeal by the applicants arising out of judgment

and order dated 23/12/2016 passed by the learned Railway Claims Tribunal, Nagpur, is hereby condoned. Civil application is accordingly disposed of.

6. The appeal be placed for admission, after removal of office objections, if any.

(SANDIPKUMAR C. MORE, J.)

VS Maind/-