

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1065 OF 2014
IN
FIRST APPEAL (ST) NO.22634 OF 2013

Smt.Rukmini Murlidhar Tekale & Ors. ...Applicants

IN THE MATTER BETWEEN

Smt.Rukmini Murlidhar Tekale & Ors. ...Appellants

Versus

Shri.Santosh Suryakant Shaha & Ors.Respondents

Mr.B.G. Ligade i/b Mr.Drupad Patil for the
Applicants/Appellants.

Mr.Prasad B. Kulkarni, for Respondent Nos.1 and 3.

CORAM : S.G. DIGE, J.

DATE : 12 DECEMBER 2022

P.C:-

. Heard learned counsel for the Applicant and the
learned counsel for Respondent Nos.1 and 3.

2. The learned counsel for the Applicant submits that
the Applicant has challenged the impugned order passed by
Commissioner for Workmens' Compensation and Judge, Labour
Court, Jalna, Camp-Solapur. The Applicant could not prefer the
Appeal within stipulated time, as the Applicant has no source of

income and thereafter she engaged an Advocate but the said Advocate was busy with his family function, hence there is delay of 128 days for filing the Appeal and requested to allow the Application.

3. The learned counsel for Respondent Nos.1 and 3 strenuously objected to allow the Application on the ground that no sufficient reasons are given for condonation of delay.

4. I have heard both the learned counsel.

5. The Applicants claim under workmens' compensation is rejected by the Judge labour Court, Camp at Solapur. The Applicants are legal heirs of the deceased workmen. The Applicants are from poor family.

6. Considering the submission and the reasons mentioned in the Application and in the interest of justice the Application is allowed.

7. The delay of 128 days for filing the Appeal is condoned.

8. The Appeal be registered.

(S.G. DIGE, J.)