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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1597 OF 2016

IN

FIRST APPEAL (ST) NO. 23331 OF 2015

Mr Shashikant Jalim Jagtap (Deceased)Appellants/Applicant

1. Indubai Jalim Jagtap & Anr.

vs.

Union of India Through the
General Manager

.....Respondents

None for the Applicant.

Mr. Dheer Sampat, Advocate i/b. T.J. Pandian, Advocate for the Respondent.

CORAM : GAURI GODSE, J.

DATE : 18th OCTOBER 2022

P.C.

1. This Application is filed for condonation of delay of 339 days in filing the First Appeal. First Appeal challenges dismissal of the Application filed for compensation before the Railway Claims Tribunal, Mumbai in Original Application No. O.A. 1035/2009. Notice of this Application is served upon the Respondent. There is no reply filed opposing this Application. Considering the reasons stated in the Application it is allowed in terms of prayer clause (a) which is reproduced below:

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signed by
RAJESHWARI
RAMESH
PILLAI
Date:
2022.10.20
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(a) To be pleased to condone the delay of 339 days in filing of present First Appeal challenging the order passed by the Learned Railway Claims Tribunal Mumbai in O.A. 1035/2009.

2. Learned counsel for the Respondent states that he has not been served with the copy of the Appeal compilation. Hence the Applicant is directed to serve copy of the Appeal compilation on the Advocate for the Respondent.
3. Considering the facts and circumstances of the case the Appeal is required to be decided finally at the admission stage.
4. Parties are put to notice that endeavor shall be made to dispose of the First Appeal finally at admission stage.
5. Office is directed to register the appeal and place it for admission.

[GAURI GODSE, J.]