

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 2001 OF 2022
IN
FIRST APPEAL (ST) NO.22196 OF 2021

Rubina Shabbir Shaikh and Ors. .. Applicants/
Appellants

Versus

Union of India through General .. Respondent
Manager, Mumbai

...

Mr. Vasant N. More for the Applicants/Appellants.
None for the Respondent.

...

CORAM: BHARATI DANGRE, J.
DATED : 31st MARCH, 2022

P.C:-

Interim Application No. 2001 of 2022

1. By the present application the applicants seeks condonation of delay in instituting the Appeal.

However the Registry has noted that the Appeal is filed within time. Hence the application is not warranted and it is disposed.

The Registry is directed to register the Appeal.

First Appeal (ST) NO.22196 OF 2021

1. The present Appeal is filed aggrieved by the decision of the Railway Claims Tribunal, Mumbai Bench in the Claim Application No. OA(II u)/MCC/1222/2014 where the claim is declined by recording a finding that the deceased was not a bonafide passenger of the train in question, since no journey ticket was recovered during the physical search of the body of the deceased or from the site of the accident. This finding is sought to be challenged in Appeal.

2. Issue notice to the respondent by making returnable on 2nd May, 2022. Appellant is also permitted to serve the respondent through the Standing Council of Union of India.

3. The Notice shall indicate that the Appeal shall be heard finally at the time of admission. This is however subject to the Appellant placing a private compilation of documents before the returnable date.

(SMT. BHARATI DANGRE, J.)