

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (CAW) NO. 610 OF 2022 IN
WRIT PETITION NO. 5530 OF 2021

Laxman Rode

-- Petitioner

Vs.

Nagpur District Central Co-op. Bank Ltd.
and another

-- Respondents

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. J.L. Bhoot, Advocate for Petitioner

CORAM : MANISH PITALE, J.

DATE : 21st MARCH 2022

By this application, the applicant is seeking to bring her name on record as the legal representative of the petitioner. It is stated that the petitioner expired on 05/09/2021, after filing of the present writ petition.

2. For the reasons stated in the application, the same is allowed and the applicant is permitted to be brought on record as legal representative of the petitioner.

3. Amendment to be carried out forthwith.

4. Mr. Bhoot, learned counsel appearing for the petitioner submits that in the present case the appellate authority could not have condoned the delay, since admittedly the delay in filing the appeal on the part of the respondent No.1 was beyond the period of 120 days. This contention is raised with reference to Section 7(7) of the Payment of Gratuity Act, 1972.

5. Issue notice to the respondents for final disposal, returnable on 19th April 2022.

6. Hamdast granted.

7. Mr. H.D. Dubey, learned Assistant Government Pleader waives service of notice on behalf of formal respondent No.2.

JUDGE