

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

CIVIL APPLICATION (CAF) NO. 3346 OF 2019

IN

FIRST APPEAL (ST) NO. 10729 OF 2019

Navin Sinha s/o Baldeo Prasad Sinha

Vs.

Lakhawinder Singh s/o Harbhjan Singh and anr.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Mrs. Uma Bhattad, Advocate for appellant.

CORAM : ABHAY AHUJA, J.

DATE : 13.10.2022.

This is an application seeking condonation of delay of 223 days in preferring the appeal against judgment and award dated 04.05.2018, passed by the Motor Accident Claims Tribunal No.2, Nagpur, in Claim Petition No.1052/2010.

2. Mrs. Bhattad, learned counsel for the appellant has drawn attention of this Court to paragraphs 2 to 6 of the application in support of the same.

3. Learned counsel would submit that the appellant is resident of Muzaffarpur (Bihar) and therefore, the delay as explained as taken place. She further submits that there were also some technical problems with the applicant's mobile and therefore, the counsel was unable to contact, resulting in the delayed filing of the appeal. The respondents, though served are not represented.

4. Having heard the learned counsel for the appellant and having perused the application, let the delay of 223 days in preferring this appeal be condoned.

5. Let the appeal be registered within a period of two weeks.

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The memo of appeal along with complete annexures be served upon the respondents within a period of four weeks and affidavit of service be filed by the next date.

2. List the matter on **14.11.2022**.

JUDGE