

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**40 CIVIL APPLICATION NO.9198 OF 2022
IN FAST/15320/2022**

**NAVAL KISHOR MITTAL
VERSUS
CHHAYA MADHUKAR KOLTE AND ANOTHER**

...
Advocate for Applicant : Mr.Deshmukh M.N.
Advocate for Respondent No.2 : Ms. Shaikh Yasmeen Firdose
Advocate for Respondent No.1 : Mr. A S. Gandhi, Ms. M.B.Vaishnav

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CORAM : SANDIPKUMAR C. MORE, J.

DATE : 02.01.2023

PER COURT :

Heard rival submissions. Despite last chance, the respondent – claimant did not file reply. The applicant i.e. the owner of offending vehicle is seeking condonation of delay of 2990 days in filing this appeal which appears to be caused since his advocate did not inform him about the passing of award. The learned counsel for Respondent No.1 -claimant strongly opposed the application on the ground that there is unexplained inordinate delay.

2. However, considering the statutory right of the applicant, the delay of 2990 days stands condoned. The appeal be placed for admission after removal of office objections, if any.

3. The application is accordingly disposed of.

**(SANDIPKUMAR C. MORE)
JUDGE**

shp/-