

UDAY
SHIVAJI
JAGTAP
Digitally
signed by
UDAY
SHIVAJI
JAGTAP
Date:
2023.08.04
18:23:06
+0530

Uday S. Jagtap

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO. 13778 OF 2023
IN
FIRST APPEAL (ST.) NO. 18285 OF 2023
WITH
FIRST APPEAL (ST.) NO. 18285 OF 2023**

Dy. Engineer Central Railway .. Applicant

Vs.

Smt. Suryamala Vasantlal Munot & Ors. .. Respondents

.....

Ms. Leena Patil for the applicant

Mr. Sachin S. Punde for respondent nos.1 to 7

Ms. Tanaya Goswami, AGP for respondent – State

.....

CORAM : PRITHVIRAJ K. CHAVAN, J.

DATED : 1st AUGUST, 2023

P.C.

1. Issue notice to the respondents returnable on **29th August, 2023.**

2. Mr. Punde, waives service on behalf of respondent nos.1 to 7 and learned APP waives service for respondent – State.

3. This is an application seeking condonation of 87 days delay in preferring the appeal.
4. Learned Counsel for the applicant submits that the delay has not been deliberate but due to *bona fide* reasons for time required in scrutinizing the papers at various levels.
5. Learned Counsel for the respondents though objects the condonation of delay, yet for the reasons stated in the application, the delay needs to be condoned.
6. The application is allowed in terms of prayer clause (b) with no orders as to cost.
7. The application is disposed.
8. Registry to number the appeal. Objections to be removed within two weeks.

(PRITHVIRAJ K. CHAVAN, J.)