



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

WRIT PETITION NO.5590 OF 2023

(Shadrubai @ Shobhabai wd/o Sheshrao Waghmode and others Vs. The State of
Maharashtra thr. Collector, Akola and others)

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

Court's or Judge's orders.

Mr. A. B. Darekar, Advocate for Petitioners.
Mr. M. A. Barabde, AGP for Respondent Nos.1 & 2/State.

CORAM: ANIL S KILOR, J.

DATE: 4th SEPTEMBER, 2023.

The order rejecting application for condonation of delay of three years in filing application for setting aside abatement and bringing legal representative of deceased claimant on record came to be rejected vide order dated 08.11.2016. Thereupon, the review application was filed and it was rejected vide order dated 07.02.2020 which is under challenge in the present writ petition.

2. The condonation of delay application was rejected on the ground that no explanation for delay of three years provided by the petitioner. Thereafter the petitioner persuaded the review petition which was rejected on 07.02.2020 and against the same the present writ petition came to be filed on 01.07.2023 i.e. more than after 3½ years.

3. In this petition, no explanation has been offered by the petitioner except that there was Corona.

However, after the end of Corona why has been caused, a delay that has not been explained.

4. Thus, it is apparent on the face of record that since beginning, the petitioners are casual and not diligent about their rights.

5. In that view of the matter, I do not want to exercise discretion under Article 226 and 227 of the Constitution of India, in this matter. Accordingly, the writ petition is dismissed.

(ANIL S. KILOR, J.)