



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

938 FIRST APPEAL NO. 101 OF 2024

Anitadevi Anil Jindal And Ors

VERSUS

**Union Of India Through General Manager Railway (South Central
Railway) And Ors**

WITH

FIRST APPEAL NO. 1796 OF 2024

**CIVIL APPLICATION NO. 7173 OF 2023
IN FA/2268/2024**

FIRST APPEAL NO. 2268 OF 2024

**CIVIL APPLICATION NO. 10043 OF 2017
IN FAST/25102/2017**

**CIVIL APPLICATION NO. 10044 OF 2017
IN FAST/25102/2017**

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Appearance in all matters:

Mr. Mahesh R. Sonawane – Advocate for the Appellants in FA/101/2024,
for Applicants in CA/7173/2023, for Respondent Nos. 1 to 4 and 7 in
CA/10043/2017

Mr. S. S. Rathi – Advocate for the Applicants in CA/10043/2017 &
CA/10044/2017

Mr. B. B. Kulkarni – Advocate for appellants in FA/1796/2024

Mr. D. P. Deshpande – Advocate for the Appellant in FA/2268/2024

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**CORAM : R. G. AVACHAT
AND
NEERAJ P. DHOTE, JJ.**

DATED : 11TH OCTOBER, 2024

PER COURT : -

CIVIL APPLICATION NO. 10043 OF 2017 : -

1. Mr. S. S. Rathi, learned Advocate for the Applicants submits that Respondent No. 5 has died and in connected Appeals, his legal heirs have been brought on record. He submits that, he may be permitted to delete the name of Respondent No. 5 from the array of respondents.

2. In view of above, permission is granted to delete the name of Respondent No. 5 from the array of Respondents. Necessary amendment to be carried out forthwith.

3. This is the Application for condonation of 55 days delay caused in preferring the First Appeal challenging the Judgment and Award dated 18.02.2017 passed in Motor Accident Claim Petition No. 45/2010 by the learned Member of the Motor Accident Claims Tribunal at Jalna.

4. Learned advocate Mr. Mahesh R. Sonawane appears on behalf of Applicant Nos. 1 to 4 and 7. None appears for Respondent No.6.

5. For the reasons mentioned in the application, same is allowed in terms of prayer clause 'B'.

6. Appeal be registered in accordance with law.

7. List the Appeal on 22nd November, 2024.

[NEERAJ P. DHOTE]
JUDGE

[R. G. AVACHAT]
JUDGE

Sd/- Punde