



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL WRIT PETITION NO. 17641 OF 2024

1. Union of India
(Through Secretary Central Railway
New Delhi)

2. General Manager,
Indian Railway, Railway Bhavan,
New Delhi

3. General Manager,
Central Railway, CST,
Mumbai

4. Divisional Engineer (LM)
DRM
(Labour), office Third floor,
Annex Building,
above Reservation Office,
Mumbai Division,
Central Railway CST, Mumbai.

...Petitioners

vs.

1. Noor Mohd. Shaikh @ Noor
Mohd. Ibrahim Shaikh (deceased)

1/1. Sultana Noor Mohd. Shaikh
Age – Adult, Occupation – Nil

2. Shabbir Ibrahim Shekh (deceased)
2/1. Ashabi Shabbir Shekh
Age- Adult, Occupation – Nil

2/2. Farzana Ajij Vahab
Age – Adult, Occupation – Nil.

2/3. Samee Shabbir Shekh
Age – Adult, Occupation – Nil.

2/4 Munnejar Shabbir Shekh
Age – Adult, Occupation – Nil

3. Jabbir Ibrahim Shekh
Age – Adult, Occupation – Business

All r/o. Gundge, Tal. Karjat,
Dist. Raigad

...Respondents

Mr. R. P. Ojha	Advocate for the Petitioners
Mr. Rohit Joshi	Advocate for the Respondents

CORAM : S. M. MODAK, J.

DATE : 03rd DECEMBER 2024

P. C. :-

1. For the reasons recorded separately which are under typing, I
pass the following order :-

OPERATIVE ORDER

- (i) Petitioners are at liberty to file appropriate proceedings
challenging the order refusing delay condonation passed by
the Appellate Court.

- (ii) The protection granted by this Court on 19/01/2024 that no coercive action shall be taken against the Petitioners as a consequence of dismissal of CMA No. 67 of 2023 is extended for period of six weeks from today.
- (iii) Writ petition is disposed of.
- (iv) If delay condonation application is filed, let it be considered by considering the submission made by non-opposing the same.
- (v) Petitioners to serve copy of those proceeding to Respondents in advance.

[S. M. MODAK, J.]