



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

CIVIL APPLICATION (CAF) NO.428 OF 2025
IN
FIRST APPEAL (STAMP) NO.24811 OF 2024

MAHA. STATE ROAD TRANSPORT CORPORATION, THR.
DIVISIONAL CONTROLLER, NAGPUR

VERSUS

SMT. SANDHYA WD/O HEMANT NIKOSE AND OTHERS

Office Notes, Office Memoranda of
Coram, Appearances, Court's
orders or directions and Registrar's
orders

Court's or Judge's orders

Mr. VD. Kedar, Advocate for Applicant.
Mr. A.S. Ghatole, Advocate for Respondent Nos.1 to 3.

CORAM : PRAFULLA S. KHUBALKAR, J.

DATED : 21st NOVEMBER 2025

1. Heard learned Advocate for the applicant as well as learned Advocate for the respondents.
2. This is an application for condonation of delay of 333 days in filing the first appeal under Section 173 of the Motor Vehicle Act.
3. Learned Advocate for the applicant corporation submits that the delay in filing the appeal occurred on account of obtaining necessary permissions and approvals and arranging the court fees. It is submitted that the delay of 333 days is unintentional and needs to be condoned in the interest of justice.
4. Having regard to the contents of the application and submissions advanced, the application is allowed and the delay of 333

days in filing the first appeal is condoned, however, subject to costs of Rs.3,000/- (Rupees Three Thousand Only), to be deposited by the applicant corporation to Rashtrisant Tukdoji Regional Cancer Hospital, Tukdoji Square, Nagpur, within a period of four weeks from today and submit the receipt of payment of costs in this Court.

5. In view of the above, the civil application is disposed of.

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6. Heard.

7. **Admit.**

8. Advocate Mr. A.S. Ghatole, who appears for respondent Nos.1 to 3 , waives service of notice on behalf of respondent Nos.1 to 3.

9. Call Record and Proceedings.

(PRAFULLA S. KHUBALKAR, J.)

asd