



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

CIVIL APPLICATION NO.3324 OF 2025
IN
FIRST APPEAL (ST.) NO.20050 OF 2025

SBI General Insurance Co. Ltd., Through its Branch Manager
Vs.
Pinky Wd/o. Kishore Agrawal and Others

Office Notes, Office Memoranda of Coram, Appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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Mr. S.I. Dipwani, Advocate for the Applicant/Appellant.
Mr. P.S. Mirache, Advocate for Respondent Nos.1 to 4.
Mr. A.M. Chandekar, Advocate for Respondent No.5.

CORAM: PRAFULLA S. KHUBALKAR, J.
DATED : 09th JANUARY, 2026

1. Heard learned counsel for the applicant.
2. This is an application for condonation of delay of 76 days in filing the statutory appeal challenging the judgment and award dated 10.03.2025 by the Member, Motor Accident Claim Tribunal-1, Nagpur.
3. Learned counsel for the applicant-Insurance Company submits that the delay occurred in the process of seeking necessary approvals and permissions for filing the appeal.
4. In response to the notice, respondents have appeared and the counsel for original claimants has opposed the application.
5. Having regard to the contents of the application and submissions advanced, the delay appears to be

unintentional and needs to be condoned in the interest of justice. The delay of 76 days in filing the appeal is condoned subject to cost of Rs.2,000/- (Rupees Two Thousand Only) to be paid by the appellant to the respondent Nos.1 to 4 within a period of two weeks from today.

6. In view of above, civil application is **allowed** and **disposed of**.

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7. Heard learned counsel for the appellant.

8. Learned counsel for the appellant submits that the primary contentions for challenging the impugned judgment and award 10.03.2025 are with respect to the quantum of compensation as the Learned Tribunal has considered the income of the deceased as Rs.25,000/- (Rupees Twenty Five Thousand Only) per month without there being any cogent evidence in that regards. He submits that the compensation is thus exorbitant.

9. In view of grounds raised in the appeal, list the appeal on **04.02.2026** for final disposal at the stage of admission.

10. Call Record and Proceedings from Motor Accident Claims Tribunal, Nagpur.

(PRAFULLA S. KHUBALKAR, J.)

Privel