

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CIVIL APPLICATION (FOR CONDONATION OF DELAY) NO. 944 of
2026****In F/FIRST APPEAL/1321/2026**

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ZARINABEN GANIBHAI VHORA & ORS.

Versus

PALAK CHANDRAKANT PATEL & ANR.

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Appearance:

NISHIT A BHALODI(9597) for the Applicant(s) No. 1,2,3

MR. ALKESH N SHAH(3749) for the Respondent(s) No. 2

NOTICE SERVED for the Respondent(s) No. 1

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CORAM:HONOURABLE MR.JUSTICE MOOL CHAND TYAGI**Date : 10/04/2026****ORAL ORDER**

1. The present application has been preferred for seeking condonation of delay of 232 days caused in preferring the appeal against the impugned judgment and award dated 17.01.2025 passed by the learned Motor Accidents Claim Tribunal (Aux.) & 5th Additional District Judge, Kheda at Nadiad, in M.A.C.P. No. 480 of 2020.

2. Heard learned counsels for the parties.

3. Learned counsel for the applicant submitted that the delay has occasioned owing to the time consumed in arranging the necessary documents and owing to the poverty of the applicants, as they could not arrange the necessary Court Fee and other expenses to prefer the appeal within the period of limitation. He further submitted the delay is neither intentional nor malafide, but has occasioned owing to the reasons mentioned in the instant application.

4. Mr. Alkesh N Shah, learned advocate appearing on behalf of respondent No.2 submitted that considering the facts and circumstances of the case, an appropriate order may be passed.

5. Having considered the submissions advanced by the learned advocates for the parties and having regard to the ground for delay pressed into service, in my considered opinion, constitutes a sufficient ground for condoning the delay. Accordingly, the delay of 232 days occasioned in preferring the appeal is condoned.

6. Accordingly, the present Civil Application stands allowed. There shall be no order as to costs.

7. Registry is directed to take necessary steps to reflect the name of Mr. Alkesh N Shah, learned advocates appearing on behalf of respondent No.2, in the First Appeal.

ARUN

(MOOL CHAND TYAGI, J)

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: ARUN B(HC02368), ENGLISH STENO GRADE-II\, at High Court of Gujarat on 17/04/2026 13:53:47