

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CIVIL APPLICATION (FOR CONDONATION OF DELAY) NO. 1563 of
2026****In F/FIRST APPEAL/7796/2026****MINOR UNIKABEN JOHNBHAI MACWAN THROUGH DHARMISHTHABEN
JOHNBHAI MACWAN****Versus****ANVASHA SABBIRSHA DIWAN & ORS.****Appearance:****NISHIT A BHALODI(9597) for the Applicant(s) No. 1****CORAM:HONOURABLE MR.JUSTICE MOOL CHAND TYAGI****Date : 09/04/2026****ORAL ORDER**

1. The captioned application has been preferred for seeking condonation of delay of 628 days caused in preferring the appeal against the impugned judgment and award dated 13.03.2024 passed by the learned Motor Accident Claims Tribunal (Main), Kheda at Nadiad, in M.A.C.P. No.683 of 2016.

2. Heard learned advocate for the applicant.

3. Learned advocate for the applicant submitted that the delay of 628 days has occasioned in preferring the appeal, as considerable time was consumed in obtaining the necessary papers from the concerned advocate, and thereafter in arranging necessary funds to pay the Court Fee. He further submitted that applicant was not aware about the nuances of law. He further submitted that the delay is neither intentional nor malafide, but has occasioned owing to the reasons as stated in the application.

4. Having considered the submissions advanced by the learned advocate for the applicant and having regard to the ground pressed into service, in my considered view, constitutes a sufficient cause to condone the delay. Accordingly, the delay in preferring the appeal against the impugned judgment and award is condoned on the condition that the claimants shall not claim any interest for the period of delay, in the eventuality, if the appeal for enhancement is allowed.

5. In view of the above, the captioned Civil Application stands disposed of. No order as to costs.

CDP

(MOOL CHAND TYAGI, J)

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: CHIRAG DESHRAJ PAL(HCD0072), ENGLISH STENOGRAPHER GRADE TWO CLASS TWO, at High Court of Gujarat on 10/04/2026 11:19:06