

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CIVIL APPLICATION (FOR CONDONATION OF DELAY) NO. 1813 of
2026

In F/FIRST APPEAL/11108/2026

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TANUJADEVI WD/O JASHPALBHAI SHANKARLAL KHANDELWAL & ANR.
Versus
MADHULAL KISHANLAL JAT & ORS.

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Appearance:
KAASH K THAKKAR(7332) for the Applicant(s) No. 1,2
MR KK THAKKAR(2834) for the Applicant(s) No. 1,2

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CORAM:HONOURABLE MR.JUSTICE MOOL CHAND TYAGI

Date : 24/04/2026

ORAL ORDER

1. The present application has been preferred for seeking condonation of delay of 1005 days caused in preferring the appeal against the impugned judgment and award dated 31.03.2023 passed by the learned Motor Accident Claims Tribunal, in M.A.C.P. No. 02 of 2017.

2. Heard learned counsel for the applicants.

3. Learned counsel for the applicants submitted that the applicants met with the concerned advocate to discuss about the merits of the case around two months after the date of passing of the impugned judgment and award. Thereafter, owing to the time consumed in arranging the necessary documents and owing to the poverty of the applicants, considerable time was consumed, as such, they could not 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. Having considered the submissions of the learned counsel for the applicants and having regard to the ground pressed into service, in my considered opinion, constitutes a sufficient ground for condoning the delay. Accordingly, the delay in preferring the appeal is hereby condoned, subject to the condition that the claimant/s shall not claim any interest for the period of delay in the event the appeal for enhancement is allowed.

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

ARUN

(MOOL CHAND TYAGI, J)