

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CIVIL APPLICATION (FOR CONDONATION OF DELAY) NO. 6114 of
2025
In F/FIRST APPEAL/35814/2025

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RAJUBHAI SOMABHAI MARVADI (DELETED) & ORS.
Versus
GOVINDBHAI LAXMANBHAI PARMAR & ORS.

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Appearance:

NISHIT A BHALODI(9597) for the Applicant(s) No. 1,2,3
MS DIMPLE A THAKER(6838) for the Respondent(s) No. 3
NOTICE SERVED for the Respondent(s) No. 1,2,4,5,6

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CORAM:HONOURABLE MR.JUSTICE MOOL CHAND TYAGI

Date : 16/03/2026

ORAL ORDER

1. The captioned application has been preferred seeking condonation of delay of 38 days caused in preferring the appeal against the impugned judgment and award dated 16.07.2025 passed by the Motor Accident Claims Tribunal(Aux) & 5th Additional District Judge, Kheda at Nadiad in Motor Accident Claim Petition No.959 of 2021.

2. Heard learned advocates for the parties.

3. Learned advocate for the applicants submitted that the delay of 38 days has occasioned in preferring the Appeal against the impugned judgment and award. He further submitted that the delay has occasioned owing to the poverty of the applicants in arranging the Court fees in time. He further submitted that the delay is neither intentional nor malafide but has occasioned

owing to the reasons as stated in the application.

4. On the other hand, Ms. Dimple A. Thaker learned advocate appearing on behalf of the respondent no.3, submitted that considering the facts and circumstances of the present case, appropriate order may be passed.

5. Having considered the submissions of the learned advocates for the parties and having regard to the ground for delay pressed into service, I am of the view, constitutes the sufficient cause to condone the delay. Hence, the delay is condoned. No order as to costs.

6. In view of the above, the captioned application is disposed of.

7. Registry is directed to reflect the name of the learned advocate Ms. Dimple A. Thaker for respondent No.3 in the cause title of the First Appeal.

CDP

(MOOL CHAND TYAGI, J)