

Sh. Prem Raj & another vs. Nisha & others

CMP(M) No.838 of 2023

31.10.2023 Present: Mr. Virender Sharma, Advocate, for the applicants/appellants.

M/s D.S. Nainta and P.M. Negi, Advocates, for non-applicants/ respondents No.1 to 4.

Mr. Ishan Sharma, Advocate, for non-applicant/respondent No.5.

CMP(M) No.838 of 2023

By way of this application, a prayer has been made for condonation of 157 days delay in filing the appeal.

No reply is intended to be filed to the application.

Having heard learned counsel for the parties and taking into consideration the averments made in the application, as this court is satisfied that delay in filing the application is bonafide and not intentional, the same is allowed and delay in filing the appeal is condoned. The application stands disposed of.

FAO No. _____ of 2023 (FAOST No.16809 of 2023)

Admit. Post admission notice. Mr. P.M. Negi, learned counsel accepts post admission notice on behalf of respondents No.1 to 4 and Mr. Ishan Sharma, learned counsel accepts post admission notice on behalf of respondent No.5. List in due course.

CMP No. _____ of 2023 (CMPST No.16816 of 2023)

Taking into consideration the fact that the award passed by learned Motor Accidents Claim Tribunal is in the nature of money decree, the request made in this application cannot be accepted and accordingly, the application is dismissed.

CMP No. _____ of 2023 (CMPST No.16815 of 2023)

Learned counsel for the applicants submits that he may be permitted to withdraw the application at this stage, but with liberty to approach the Court afresh in future, if so advised. The application is dismissed as withdrawn, with liberty, as prayed for.

(Ajay Mohan Goel)
Judge

October 31, 2023
(Rishi)