

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**BENCH AT AURANGABAD**

**CIVIL APPLICATION NO. 2527 OF 2012 IN  
FIRST APPEAL (ST.) NO. 33869 OF 2011**

Basling Kallappa Mathpati and others .. Applicants

VERSUS

The State of Maharashtra and anr. .. Respondents

----

Mr. H.B. Nandagavale, Advocate i/b. Mr. V.G. Sakolkar,  
Advocate for the applicants  
Mr. S.G. Sangle, AGP for the respondent/State

----

**CORAM : M.T. JOSHI, J.**

**DATE : 04/02/2015**

**ORAL ORDER :**

1. Heard both sides.
2. It is an admitted fact that the present appellants-applicants have contested the first appeal filed by the State and after dismissal of the said first appeal, they thought it fit to file the present appeal and therefore the delay of 1285 days is caused.
3. No sufficient reason therefore can be said to have been made out, as the present applicants have very well contested the earlier appeal filed by the State.

4. The application is therefore dismissed.
5. Court fees refund, as per rules, is permitted.

**[M.T. JOSHI]**  
**JUDGE**

arp/