

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.969 OF 2012
IN
SECOND APPEAL (ST) NO.10275 OF 2012**

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders.
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Mr.Vinod Sangvikar i/b Mr.U.R.Mankapure for the applicant

Mr.Nikhil Pawar i/b Mr.T.S.Ingale for the respondent nos.5A to 5D

CORAM : K.K.TATED, J.
DATED : 27/10/2015

PC:

- 1 Heard the learned counsel for the parties.
- 2 Though other respondents are duly served no one appeared on behalf of them when the matter was called out.
- 3 Advocate for the applicant pointed out that respondent nos.9A, 9B and 13 are duly served and the affidavit of service dated 1.10.2013 is on record.
- 4 This application is for condonation of 19 days delay in filing Second Appeal challenging the decree dated 19.12.2011 passed by Appellate Court in Regular Civil Appeal No.73 of 2003.

5 Considering the submissions made by the learned counsel for the Applicant and the averments made in the Application, I am satisfied that the Applicant has made out a case for allowing the present Civil Application. Hence, following order:

- a) Delay of 19 days in filing Second Appeal is condoned.
- b) Civil application stands disposed off accordingly.

(K.K.TATED, J.)