

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,**  
**APPELLATE SIDE**  
**NAGPUR BENCH, NAGPUR**

**CIVIL APPLICATION NO. 1123 OF 2014**  
**IN**  
**SECOND APPEAL ST. NO. 18094 OF 2014**

Smita Kishor Deshmukh Vs. Pravin Ramchandra Gulhane & Ors.

.....  
Office Notes, Office Memoranda of Coram,  
appearances, Court orders or directions  
and Registrar's orders

Court's or Judge's Order

.....  
Ms. Sapkal Adv h/f Shri A.S.Kilor Adv for appellant.  
Mrs. S. S. Gulhane Adv for respondents 1 & 2.

**CORAM: A. S. CHANDURKAR J.**

**DATED: MARCH 10, 2015.**

Prayer is to condone delay of 43 days in filing the Second Appeal.

In the application it is stated that the applicant was advised to go to Nagpur for filing Second Appeal and hence some time was required for arranging for court fees and other expenses.

Reply is filed on behalf of the respondent nos. 1 and 2 opposing application. It is stated that reasons as assigned are false and only to avoid refund of earnest money, the appeal has been preferred.

Considering the reasons as stated by the applicant in paragraphs 5 and 6 of the application the delay in filing Second Appeal is condoned subject to costs of Rs. 1000/- to be paid to respondent nos. 1 and 2 within a period of three weeks from today. Civil Application is allowed and disposed of.

svk

**JUDGE**

