

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

CAO NO.1585 OF 2014
IN
CROSS APPEAL / OBJECTION ST.NO.8287 OF 2009
IN
SA NO.102 OF 2006
BHAGWAN SHANKAR DATE AND ANOTHER
V/S
PRAMNILABAI VISHNU UPADHYAY AND OTHERS

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

Court's or Judge's order

Shri J.S. Wankhede, counsel for the applicant/R-1.
Shri A.V. Bhide, counsel for the appellant.

CORAM : A.P. BHANGALE, J.
DATE : JUNE 12, 2015.

Heard.

This is an application for condonation of delay of 1 year and 99 days caused in filing the cross appeal.

Learned counsel for the respondent No.1 states that appellants are duly served and reply is filed to the condonation of delay.

Considering that the second appeal is pending since 2006, the cross objection, if any, needs to be considered finally in order to ensure that real controversy between the parties is disposed of. Hence, cross objection is permitted to be considered at final hearing.

For the reasons stated in the application, the application is allowed.

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Delay is condoned.

The civil application is disposed of
accordingly.

JUDGE

!! BRW !!

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