

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

48 CIVIL APPLICATION NO. 3065 OF 2016
IN FAST/2396/2016

HABIBUNNISA ABDUL HAKIM AND ANR
VERSUS
PRAKASH KARBHARI ULHALE AND OTHERS

...
Advocate for Applicants : Kulkarni Shrikant

...

CORAM : P.R. BORA, J.
DATE : 24-10-2016.

P.C. :

1. Though, respondent nos. 1 to 3 are duly served, none of them has entered appearance. Delay of 489 days has occurred in filing the present appeal by the original claimants.

2. On perusal of the application, it is revealed that the delay has been sufficiently explained. In the circumstances, though, I am inclined to condone the delay, it is clarified that the claimants shall not be entitled for the interest of period of delay, in the event of their success in appeal subject to the aforesaid condition, delay is condoned. Appeal be registered in accordance with law. Civil application stand disposed of. A copy of the present order be kept in the papers of the appeal.

(P.R. BORA)
JUDGE