

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD.

CIVIL APPLICATION NO. 15520 OF 2015
IN
SECOND APPEAL [STAMP] NO. 33138 OF 2015

Dnyandeo Sitaram Misal

.. Applicant

VS

Govindrao Devrao Chaure and ors.

.. Respondents

Mr. Milind Patil, Advocate for applicant

Mr. A. R. Vaidya, Advocate for respondent no.1

CORAM : SUNIL P. DESHMUKH, J.
15TH JANUARY, 2016

ORDER:

1. Heard learned counsel for the parties.
2. Learned counsel for the applicant goes through the contents of civil application for condonation of delay, particularly from paragraphs no. 8 to 12 and submits that these are the circumstances under which delay has been caused.
3. Learned counsel for respondent no.1, however, has reservation and submits that reasons as given by the applicant

cannot be said to be sufficient for condonation of delay. Learned counsel, however, is not in a position to controvert veracity of the contents of the civil application from paragraphs no. 8 onwards.

4. Looking at that generally, the applications for condonation of delay deserve liberal treatment and jurisprudentially as well contest on merit has a priority, having regard to the contents of the civil application, I deem it appropriate to condone delay in order to sub-serve cause of justice.

5. In view of the same, civil application is allowed in terms of prayer clause (A) and disposed of.

SUNIL P. DESHMUKH, J.

pnd