

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

CIVIL APPLICATION NO. 39 OF 2016

IN

REVIEW PETITION NO. 4 OF 2016

IN

SECOND APPEAL NO. 144 OF 2015

Shri Narayan Posha Patil

... Applicant

Vs

Smt. Indu Govind Patil

... Respondent

...

Mr. Machhindra A. Patil for the Applicant.

CORAM : K. K. TATED, J.

DATE : 7 APRIL, 2016

P.C. :

1 Heard the learned counsel Mr. Machhindra A. Patil for the applicant. Though the respondent duly served, none appeared on behalf of her when the matter called out. Advocate for applicant filed affidavit of service dated 9th March 2016, stating that the notice was duly served on respondent by Regd. AD post.

2 This application is preferred by defendant for condonation of 56 days delay in filing the review petition to review the order dated 23rd October 2015, passed by this Court in Second Appeal No. 144 of 2015 with Civil Application No. 277 of 2015.

3 Considering the submission made by the learned counsel

for applicant in civil application, I satisfied that applicant has made out case for allowing the Civil Application. Hence following order.

- i) Delay in filing the review petition is condoned.
- ii) Civil Application is stand disposed of accordingly.
- iii) No order as to costs.

(K. K. TATED, J.)