

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

**CIVIL APPLICATION NO.444 OF 2015
IN
SECOND APPEAL (ST.) NO.29601 OF 2014**

Bhanudas Ramu Bhosale (since deceased)

through his legal heirs

Vijay Bhanudas Bhosale

.. Applicant

Vs.

Maruti Ramu Bhosale (since deceased)

through his legal heirs

1A) Chandrakant Maruti Bhosale & Ors.

.. Respondents

Mr.Amit Gharte a/w Mr.J.S. Yadav for Applicant.

None for Respondents.

CORAM : R.D. DHANUKA, J.

DATE : 23rd September 2016

P.C.

. By this civil application, the applicant seeks condonation of delay of 196 days in filing the second appeal. None appears for the respondents though served. No affidavit-in-reply is filed.

2. Learned counsel appearing for the applicant states that due to his advancing age, the applicant was suffering from various diseases and was under constant medical treatment and thus could not pay due attention towards the present proceedings.

3. I am satisfied that the delay is satisfactorily explained in para (I) of the civil application for condonation of delay. For the reasons recorded in para (I) of the civil application, civil application is made

absolute in terms of prayer clause (a). Delay of 196 days in filing the second appeal is condoned. No order as to costs.

4. Place the second appeal on board for 'Admission' on 10th October 2016.

R.D. DHANUKA, J.