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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO. 3491 OF 2017
IN/WITH
SECOND APPEAL (STAMP) NO. 3122 OF 2017**

Diwakar Narayan Mohril

..APPLICANT

VERSUS

Rajmati Ramdas Saitwal (DIED)
Through: Legal representatives

...RESPONDENTS

Shri Siddhartha B. Yawalkar, Advocate, for applicant.

Shri Girish V. Wani, Advocate for respondents No. 1/A to 1/D, 1/EE,
2, 3, 5 & 6.

CORAM : N.W. SAMBRE, J.

DATE : 28th July, 2017

ORAL ORDER

Shri Wani, learned Counsel for non-applicants/respondents opposed claim for condonation of delay on the ground that delay is not properly explained.

2. For the causes stated in the application, delay stands condoned, subject to payment of cost of Rs. 2500/- (Rs. Two thousand five hundred only), to be paid to the High Court Bar Librry, within a period of four weeks.

(2)

3. If cost is not paid within the stipulated period, the application be deemed to be rejected. As a consequence, appeal also shall stand dismissed without further reference to the Court.

(N.W. SAMBRE, J.)

pjm