

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

(1)

CA NO.3761/2016

**16 CIVIL APPLICATION NO. 3761 OF 2016
IN SAST/7790/2016**

PRALHAD TRIMBAK LANGAR AND ANR
VERSUS
VIJAYMALA RAJENDRA LANGAR AND ORS

...
Advocate for Applicants : Mr. Syed Parvez h/f
Mr.Deshpande Amit S.
Mr.Dharashive M.I., Adv., for R.nos. 1 To 5

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CORAM : SUNIL P. DESHMUKH, J.
Dated: March 03, 2017

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PER COURT :-

1. Heard learned Counsel for the parties.
2. Learned Counsel for the applicants submits that due to illiteracy and poor economic condition, for want of proper knowledge, and as applicants were engaged in eking out their existence, the appeal could not be filed within time stipulated.
2. Learned Counsel for the respondent proposes to resist the application stating that the reasons assigned are not sufficient and the veracity of the submissions is not supported by any evidence. However, taking into account the guidelines appearing

agp/-

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in the decision of the Apex Court in the case of *Collector, Land Acquisition, Anantnag vs. Mst.Katiji and ors*, reported in *AIR 1987 SC 1353*, it would be expedient that the delay is condoned subject, of course, to payment of costs of Rs.1,000/- (Rs. one thousand) to the other side.

3. As such, the civil application stands granted in terms of prayer clause (B) on the condition that the applicant / appellant shall deposit a sum of Rs.1,000/- in this Court within a period of four weeks from today. Civil Application stands disposed of.

(SUNIL P. DESHMUKH, J.)

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