

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

956 CIVIL APPLICATION NO. 10236 OF 2015
IN FAST/21700/2015 WITH CA/10237/2015 IN FAST/21700/2015
WITH CA/10238/2015 IN FAST/21697/2015 WITH CA/10239/2015
IN FAST/21697/2015

AAYODHABAI RAMCHANDRAO SARADA @ AAYODHABAI
SHIVNARAYAN DARGAD DEAD THR LRS RAMKU
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Applicants : Shah Subodh P.
AGP for Respondents: S.S. Dande
Advocate for Respondents : Deshmukh Arvind and M.S. Deshmukh

...

CORAM : V.K. JADHAV, J.
DATE : 17-03-2017.

P.C. :

1. The learned counsel for the applicant submits that the Reference Court has passed the ex-parte order as against the present applicant and thus the delay has occurred in filing the appeal.
2. The learned counsel for the respondent nos. 2A, 2B and 3, strongly resisted the application on the ground that, the delay has not been explained satisfactorily.
3. In view of the above submissions and for the reasons stated in the civil applications, delay of 720 days caused in filing the first appeals is hereby condoned. Civil applications are allowed and accordingly disposed of.

4. Heard. Issue notice to the respondents, returnable on 05.05.2017. Learned counsel Shri Deshmukh, waives for respondent nos. 2A, 2B and 3 and learned A.G.P. waives for respondent no.1. Call for record and proceedings.

(V.K. JADHAV)
JUDGE

mub