

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD.

CIVIL APPLICATION NO. 3205 OF 2008
IN FAST/24251/2007

BALKRUSHNA BABANRAO MHASKE
VERSUS
IRPHAN AHMED BIYANBANI AND OTHERS

...

Advocate for Applicant : Mr. N. C. Garud.

Advocate for Respondent No.3 : Mr. D. V. Soman.

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CORAM : **V. K. JADHAV, J.**

DATE : 04th January, 2017.

P.C.:

. Heard the learned counsel appearing for Applicant and the learned counsel for Respondent No.3.

2 The learned counsel for Applicant submits that the Applicant had sustained the injuries in the accident, which resulted into permanent disablement to the extent of 100%. It pertains to the brain injury. The learned counsel submits that the Applicant could not prefer the appeal within time due to his financial weak condition.

3 Learned counsel for Respondent No.3 strongly resisted the application.

4 In view of the above submissions and for the reasons stated in the application, the application is allowed and the delay of 144 days

caused in filing the first appeal is hereby condoned. Civil application is accordingly disposed of.

[V. K. JADHAV, J.]

ndm