

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

**CIVIL APPLICATION NO. 5703 OF 2016
IN
SECOND APPEAL (STAMP) NO. 24884 OF 2015**

Sonyabapu Haribhau Khedkar and ...Applicants
another

Versus

Tukaram Limbaji Aghav and others ...Respondents

Mr. R. B. Dhakane, Advocate for the applicants.
Mr. S. A. Adhav, Advocate holding for Mr. A. R. Vaidya,
Advocate for respondents No.1 to 5.

CORAM : SUNIL P. DESHMUKH, J.

DATE : 1st SEPTEMBER, 2017

PER COURT :

1. Heard learned counsel for the parties.
2. Learned counsel for applicant refers to the reasons as appearing in the application, particularly referred in paragraphs No.2 to 6. Learned counsel for respondent purports to oppose the application, however, he is not in a position to challenge veracity of contents of aforesaid paragraphs.

3. The application discloses that delay appears to be not by deliberation.
4. In the circumstances, civil application stands granted and delay of 153 days stands condoned. Civil application is allowed.
5. Civil application stands disposed of.
6. Second appeal to proceed with accordingly.

(SUNIL P. DESHMUKH, J.)

vjg/-