

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

**CIVIL APPLICATION NO. 2580 OF 2015  
IN  
SECOND APPEAL (STAMP) NO. 31633 OF 2014**

Rustumrao Kashinathrao Khiste ...Applicant

Versus

Dhondiba s/o Nagorao Ladkhe  
and others ...Respondents

...

Mr. Salunke V. D., Advocate for applicant  
Mr. S. A. Deshmukh for respondent no. 1  
Mr. A. P. Basarkar, AGP for R/ 2 and 3

...

**CORAM: SUNIL P. DESHMUKH, J.**  
Date: 6<sup>th</sup> January, 2017

**PER COURT:**

1. Learned advocate for the applicant points out that delay is sought to be accounted for under the reasons as are appearing in civil application.

2. Learned advocates for the respondents though purport to resist are not in a position to dispute veracity of the reasons. In the facts and circumstances, it would be expedient to condone the delay occurred in filling second appeal.

3. In view of aforesaid, civil application stands granted in terms of prayer clause (B) and is disposed of.

**(SUNIL P. DESHMUKH)**  
**JUDGE**

VDK