

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE CIVIL JURISDICTION**

**CIVIL APPLICATION NO.192 OF 2017
WITH
CIVIL APPLICATION NO.193 OF 2017
IN
SECOND APPEAL (ST.) NO.5057 OF 2016**

Shri Namdeo Ragho Kawale And Others ... Applicants

Versus

Rajubai Jayram Kawale And Others ... Respondents

.....

Mr. Sachin Padaye i/b G.R. Agrawal for the Applicants.

Ms. Sonal Dabholkar i/b S.M. Sabrad for Respondent Nos.6 and 9.

.....

CORAM : S.C. GUPTE, J.

DATE : 3 MARCH 2017

P.C. :

. Heard learned Counsel for the parties.

2 Civil Application No.192 of 2017 seeks condonation of delay of 130 days in filing the second appeal. The application is opposed by learned Counsel for Respondent Nos.6 and 9. For the reasons stated in the civil application, the delay is condoned. Office shall now number the second appeal and place the same for admission on 3 April 2017.

3 Respondent Nos.6 and 9 waive service. The second appeal be served on other Respondents. The Applicants/Appellants are permitted to effect a private service on these other Respondents and file an affidavit of service by the next date.

4 Civil Application No.192 of 2017 is disposed of.

(S.C. GUPTE, J.)