

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.391 OF 2017
IN
SECOND APPEAL (ST) NO.8468 OF 2016
WITH
CIVIL APPLICATION NO.392 OF 2017**

Simon Joseph and Ors. ... Applicants
versus
Bhagubai Vithu Pawshe and ors. ... Respondents

Ms. Gayatri Nayak i/by Mr. R.P.Khobragade, for Applicants/Appellants.
Mr. Amogh Karandikar i/by M/s. Khandeparkar and Associates for Respondent Nos.1
and 2.

CORAM: S.J. KATHAWALLA, J.

DATE: 4TH SEPTEMBER, 2017

P.C.:

1. By the above Civil Application, the Applicants seek condonation of delay of 55 days in filing the above Second Appeal. The Civil Application is served on the Respondents. Perused the Civil Application. For reasons set out in paragraph Nos.7 and 8 of the Civil Application, the Civil Application is allowed and the delay in filing the Second Appeal is condoned. The Applicants shall remove office objections within a period of one week from today. The Civil Application is accordingly disposed off.
2. Place the Second Appeal for Admission on 21st September, 2017.
3. A copy of this order shall be forthwith served on the Respondents who

are not present before the Court by Speed Post A.D./Registered Post A.D. and/or by hand delivery and an Affidavit proving service shall be filed on the next date.

(S.J.KATHAWALLA, J.)