

appearing on behalf of the Respondent wife submitted that after more than one year this application has been filed for condonation of delay and the ground which was given for condonation of delay is not bona fide and proper. She therefore, submitted that costs may be imposed and delay may not be condoned.

2. In our view, taking into consideration the peculiar facts and circumstances of the case and more particularly the explanation given in para 3, 4 and 5 of the application, the delay of 1 year 53 days caused in filing the appeal is condoned subject to the Applicant depositing costs of Rs. 10,000/- in this Court within a period of 4 weeks. After the said costs are deposited, the delay will stand condoned, and the Respondent wife is permitted to withdraw the said amount without security. Civil application is accordingly disposed of in the aforesaid terms.

3. Place the family court appeal on the admission board on 12th June, 2017.

Sd/-
[C. V. BHADANG, J.]

Sd/-
[V. M. KANADE, J.]