

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1046 OF 2016

IN

SECOND APPEAL (STAMP) NO.14401 OF 2016

WITH

CIVIL APPLICATION NO.1047 OF 2016

IN

SECOND APPEAL (STAMP) NO.14401 OF 2016

Sitaram Shivaji Kmable ...Applicant

VS.

Uttam Dattatray Patil & Anr. ...Respondents

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Mr. V.A. Desai, h/f S.M. Kamble, for the Applicant.

Mr. M.N. Choudhari, for Respondent Nos. 1 and 2.

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CORAM : S.C. GUPTE, J.

DATED : 10 MARCH 2017

P.C. :

Heard learned Counsel for the parties.

2. Civil Application No.1046 of 2016 is for condonation of delay of 3 years and 134 days in filing the present Second Appeal. The reason for delay, as stated by the Applicant, is that there were settlement talks between the parties. There is no contest on reasons disclosed by the Applicant in support of his application for condonation of delay. In the premises, for the reasons stated in the Civil Application, the delay is

condoned. Civil Application No.1046 of 2016 is disposed of accordingly. The Second Appeal to come up for admission on 10 April 2017. Learned Counsel for the Respondents waives service of the Second Appeal.

(S.C. GUPTE, J.)