

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

**993 CIVIL APPLICATION NO. 7444 OF 2018
IN FAST/11560/2018**

INDRAKUMARI AMAR THAPA AND ORS ..Applicants
VERSUS
RANGASAMY R S/O RANGAMANAICKER
AND ORS ..Respondents

...
Advocate for Applicants : Shri D.R. Markad
Advocate for Respondent No.2 : Shri A.S. Usmanpurkar
...

CORAM : P.R. BORA, J.
Dated: August 24, 2018

PER COURT :-

1. Heard Shri Markad, learned Counsel appearing for the applicants and Shri Usmanpurkar, learned Counsel appearing for respondent no.2. Respondent no.1 though is duly served, has not entered his appearance in the matter.

2. For the reasons stated in the application, which according to me are just and sufficient, the delay caused of 114 days in filing the First Appeal is condoned. The appeal be registered in accordance with law. Civil Application stands disposed of.

3. On registration of the appeal, issue notice to the respondents returnable after six weeks. Learned Counsel Shri Usmanpurkar waives service of notice for respondent no.2. The appellants – applicants to serve respondent no.1.

4. The applicants are permitted to serve respondent no.1 even by way of private notice.

(PR. BORA, J.)

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