

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

**934 CIVIL APPLICATION NO. 128 OF 2018
IN SAST/16176/2017**

SHAIKH HUSSAINSAB KHAJASAB TAMBOLI DECEASED
THR.LRS.BEGUM AND OTHERS

VERSUS

BALAJI DHURAJI MORE

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Advocate for Applicants : Shri K.C.Sant
Advocate for Respondent : Shri A.M.Gaikwad

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CORAM : P.R. BORA, J.

Dated: July 10, 2018

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PER COURT :-

1 Heard learned Counsel appearing for the applicants and learned Counsel appearing for the respondent.

2 Learned Counsel appearing for the respondent has strongly opposes to condone the delay stating that the reasons are insufficient to condone the delay.

3 I have perused the application. It appears to me that the reasons stated in the application are sufficient to condone the delay. Moreover, it is

delay of short period of 68 days. The matter is to be decided on merits and I am therefore, inclined to allow the application. Hence, the following order is passed:-

ORDER

- I) The application is allowed.
- II) Delay caused in filing the Second Appeal is condoned.
- III) Appeal be registered in accordance with law.
- IV) Application for condonation of delay stands disposed of.

(P.R. BORA, J.)

SPT