

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

918 CIVIL APPLICATION NO.10673 OF 2019
IN FIRST APPEAL STAMP NO.2543 OF 2019

RAMBHABAI LAXMAN GAROTE
VERSUS
RAHUL SUBHASH WAGHMARE & ANOTHER

...
Advocate for Applicant : Mr.D.A.Bide

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CORAM : V.L.ACHLIYA,J.
DATE : 19.12.2019

PER COURT:

1] The applicant—appellant has moved this Application seeking condonation of 87 days delay in filing First Appeal for the reasons set out in detail in the application.

2] Heard learned counsel for the applicant - appellant. The respondent nos.1 and 2 though served, absent.

3] On due consideration of the submissions advanced in the light of unchallenged and uncontroverted pleadings made in the application assigning reasons for condonation of delay, I am of the view that delay has been satisfactorily explained. The delay of 87 days caused in filing Appeal cannot be termed as inordinate. I am,

therefore, inclined to allow this Application. Accordingly, application is allowed in terms of prayer clause-B. Delay is condoned. Appeal be registered.

4] Civil application is disposed of in above terms.

[V.L.ACHLIYA]
JUDGE

DDC