

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO.6491 OF 2018
IN FCAST/2342/2018 WITH CA/6492/2018 IN FCAST/2342/2018

PAYAL @ SHRUTI W/O SAURABH KULKARNI
VERSUS
SAURABH VIJAY KULKARNI

Ms. Ashwini Sahasrabudhe h/f Mr. Rajendra S. Deshmukh, Advocate for the
applicant

Mr. A. Deshmukh, Advocate for the respondent

CORAM : SUNIL P. DESHMUKH &
S.M. GAVHANE, JJ.

DATED : 20-09-2019

P.C. :-

1. The application is heard with the consent of the parties. There is delay of 35 days in filing the first appeal. Applicant refers to contents of application in Paragraphs No. 3 to 6 and states that in these circumstances delay has been explained satisfactorily.

2. Though learned counsel for the respondent purports to resist veracity of the contents of the application is not over come by production of any credible material. In the circumstances, having regard to the decisions in the case of *Collector, Land Acquisition, Anantnag Vs. Ms. Katiji and others* reported in *AIR 1987 SC 1353* and in the case of *Esha Bhattacharjee Vs. Managing Committee of Raghunathpur Nafar Academy and others* reported in *(2013) 12 Supreme Court Cases 649*, we deem it expedient to condone the delay. Civil application is, accordingly, allowed in terms of prayer clause (B) and is disposed of.

[S.M.GAVHANE, J.]

[SUNIL P. DESHMUKH, J.]