

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

941 CIVIL APPLICATION NO.10682 OF 2019
IN SAST/20772/2019

RAHUL SOMNATH PANDHARE
VERSUS
DATTATRAYA SAMBHAJI PANDHARE AND OTHERS

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Mr.P.S. Chavan, Advocate for applicant.

Mr.D.A. Madke h/f Mr.S.Y. Mahajan, Advocate for
respondent nos.1, 3, 4, 6 to 10, 12

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CORAM: V.L. ACHLIYA,J.

DATE : 06.12.2019

ORAL ORDER:

The applicant moved this application for condonation of 16 days delay in filing the appeal for the reasons set out in detail in the application.

2. Heard learned counsel for the applicant and respondent nos.1, 3, 4, 6 to 10 and 12. Respondent No.2 though served, absent. Respondent Nos.5 and 11 are dead and appeal against them is reported to be abated.

3. Considering 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 the delay deserves to be condoned. The delay is only of

16 days and cannot be termed as inordinate delay. So also cause assigned can be accepted as sufficient cause to condone the delay. Accordingly the application is allowed in terms of prayer clause "B". The delay condoned. Appeal be registered, subject to removal of office objections.

4. Civil Application is disposed of in above terms.

[V.L. ACHLIYA]
JUDGE

SGA