

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO.11414 OF 2016
IN
FIRST APPEAL (STAMP) NO.23025 OF 2016
(Ashok Ramrao Patil Vs. The State of Maharashtra)
AND
CIVIL APPLICATION NO.9101 OF 2018
IN
FIRST APPEAL (STAMP) NO.23050 OF 2016
(Subhadrabai Baliram Kilje, dead through her L.Rs.
Udhav Baliram Kilje Vs. The State of Maharashtra and
another)
AND
CIVIL APPLICATION NO.9638 of 2018
in
first appeal (stamp) no.26000 of 2016
(Maruti Gena Kilje (Died) through L.Rs.Vimal and
others Vs. The state of Maharashtra and another)

Mr. Vivekanand V. Ingale, Advocate for the applicants
Mr. S.P. Deshmukh, Mr. A.M. Phule and Mr. R.B. Bagul,
A.G.Ps. for the respondent/State

CORAM : SUNIL K. KOTWAL, J.

DATE : 5th APRIL, 2019

ORDER :

Heard learned counsel for the applicant and
learned A.G.P. for respondent Nos.1 and 2. Respondent
No.3 is also served.

2. The learned A.G.P. objects these applications
for condonation of delay. However, after going

through paragraph No.4 of the application, it appears that due to illiteracy, the applicants could not file appeal within time limit. As the applicant has assigned sufficient reason for delay, the applications are allowed and disposed of in terms of prayer clause (B), subject to condition that the applicants shall file written undertaking in respective First Appeals within period of eight weeks from the date of passing of this order regarding waiver of statutory benefits for the period of delay.

3. First Appeal (Stamp) Nos.23025/2016, 23050/2016 and 26000/2016 be registered. Upon registration of First Appeals, issue notices to the respondents. The learned A.G.P. Waives service of notice for respondent Nos.1 and 2.

4. R & P be called.

5. Stand over to 16th July, 2019.

[SUNIL K. KOTWAL]
JUDGE