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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BENCH AT AURANGABAD

929 CIVIL APPLICATION NO.8435 OF 2019
IN SAST/38202/2018

KHALIL PAPAMIYA SHAIKH DECEASED THROUGH LEGAL HEIRS
FARIDA AND OTHERS
VERSUS
JAYANT GOVIND BHOLE

...

Advocate for Applicants : Shri Patil Vinod Prakash
Advocate for Respondent : Shri C.P. Patil

CORAM: V.L. ACHLIYA, J.

DATE: 30.08.2019

PER COURT :

- 1] This application is filed seeking condonation of delay of one day in filing appeal.
- 2] Heard learned counsel for the applicants and respondent.
- 3] Learned counsel for the applicants submits that the delay caused in filing appeal was not deliberate and intentional. It has occurred mainly due to not completing procedural formalities.
- 4] Learned counsel for the respondent submits that the reason assigned for condonation of delay is not sufficient to condone the delay.

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5] On due consideration of the submissions advanced and taking note that the delay is only of one day, I am of the view that the delay deserves to be condoned.

6] Accordingly, the application is allowed in terms of prayer clause [B]. Delay condoned. Appeal be registered.

7] Civil application is disposed of in above terms.

8] List the appeal for admission on 20.9.2019 subject to removal of office objections.

(V.L. ACHLIYA, J.)