

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 29 OF 2015

IN

SECOND APPEAL (ST) NO. 16639 OF 2014

Shri. Shaikh Hussain Kasam
and Ors.

....Applicants

V/s.

Shri. Dwarkanath Ranganath
Kokate and Ors.

....Respondents

* * * *

Mr. Mohit Shamdasani i/by. Mr. Rahul D. Motkari, Advocate
for the applicants.

Mr. Harsh Nisar i/by. Mr. Amey Deshpande, Advocate for the
respondents.

CORAM : SANDEEP K. SHINDE, J.

Friday, 12th April, 2019.

P.C. :

1. The learned Counsel for the applicants submits that, respondent no.5 died in 2017. However, he is adequately represented by respondents no.3, 4 and 6. Leave to amend granted. Amendment to be carried out forthwith.

2. It is an application for condonation of 44 days delay caused in preferring the Appeal against the judgment and decree dated 3rd January, 2014 in Regular Civil Appeal No. 358 of 2005 passed by the District Judge-2, Niphad, Nashik.

3. Heard learned Counsel for the parties.

4. Sufficient cause is shown for condoning delay, in view of the averments made in para-10 of the application. In view of this, the Civil Application is allowed in terms of prayer clause (a). The Civil Application is disposed of in above terms.

(SANDEEP K. SHINDE, J)