

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.8894 OF 2017**

Balaso @ Suryaji Shivgonda Patil .. Petitioner
Versus
Sakharam Ramchandra Chougule
(since decd.) through LR's and Ors. .. Respondents

Mr. P.D. Dalvi for petitioner.

CORAM : K.K. TATED, J.

DATE : 25 FEBRUARY 2019.

P.C:-

. Heard learned Counsel for petitioner.

2. By this writ petition under Article 227 of the Constitution of India, petitioner/original defendant No.10 challenges the order dated 11.04.2017 passed by Civil Judge, Junior Division, Kagal, Dist. Kolhapur below Exhibit-79 in Regular Civil Suit No.51 of 2006 rejecting their application for condonation of delay in filing written statement. There is a delay of more than 10 years.

3. Considering the submissions made by learned Counsel for the petitioner and the reasons disclosed by the trial Court and

the judgment of the Apex Court in the matter of **M/S SCG Contracts India Pvt. Ltd. Vs. K.S. Chamankar Infrastructure Pvt. Ltd and Ors.** passed in Civil Appeal No. 1638 of 2019, I do not find any reason to entertain the present writ petition.

4. Hence, writ petition stands rejected.

5. No order as to costs.

(K.K. TATED, J.)