

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.1267 OF 2019
IN
SECOND APPEAL (ST.) NO.21510 OF 2019**

Bhiku Ganpat Jagtap .. Applicant/Appellant

Vs.

Eknath Genu Jagtap (since deceased)
through his legal heirs

a) Anusaya Eknath Jagtap & Ors. .. Respondents

Mr.Aloukik R. Pai a/w Ms.Apurva M. Bhat for the applicant/appellant.
None for the respondents.

**CORAM : R.D.DHANUKA, J.
DATE : 24th September 2019**

P.C.:

. Learned counsel for the applicant tenders affidavit of service stating that all the respondents have been served. None appears for the respondents when the matter was called out. No affidavit-in-reply is filed.

2. By this civil application, the applicant seeks condonation of delay of 87 days in filing the second appeal. The applicant has also annexed the medical report of the applicant in this civil application and has sufficiently explained the delay in filing the second appeal.

3. For the reasons recorded in the civil application, civil application is made absolute in terms of prayer clause (a). Delay of delay of 87 days in filing the second appeal is condoned. No order as to costs.

4. The applicant is directed to remove all office objections within two weeks from today. If all office objections are removed within two weeks, place the second appeal on board on 4th November 2019.

R.D.DHANUKA, J.