

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

**CIVIL APPLICATION NO.4447 OF 2018
IN
FIRST APPEAL (ST.) NO.32703 OF 2018
ALONG WITH
FIRST APPEAL (ST.) NO.32703 OF 2018**

Vijendra Kumar Rai	..	Applicant/Appellant
Vs.		
Madhukar K. Patil	..	Respondent

Mr.Drupad Sopan Patil for the applicant/appellant.
None for the respondent.

CORAM : R.D.DHANUKA, J.
DATE : 2nd December 2019

P.C.:

. Learned counsel for the applicant states that the respondent has been served. None appears for the respondent when the matter was called out. No affidavit-in-reply is filed.

2. By this civil application, the applicant seeks condonation of delay of 288 days in filing the first appeal.

3. Delay in filing the first appeal is explained in paragraphs 2, 4 & 5 of civil application. Reasons recorded in the civil application explaining the delay are accepted.

4. Civil application is made absolute in terms of prayer clauses (a) and (b). No order as to costs.

5. Place the first appeal on board for 'Admission' on 13th January 2020. It is made clear that the Court will make an endeavour to dispose of the appeal finally at the admission stage subject to time constraint. The applicant is directed to convey this order the respondent's advocate who is filed vakalatnama in the matter.

R.D.DHANUKA, J.