

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (CAF) NO. 321 OF 2019

in

FIRST APPEAL (ST.) NO. 11311 OF 2018

[Mansabai Tavba Pawar Vs. The State of Maharashtra and anr.]

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Shri N. M. Kolhe, Advocate for the applicant
Shri H. D. Dubey, AGP for respondent no. 1.

CORAM : M. G. GIRATKAR, J.

DATE : 19/06/2019

Heard learned Advocate Shri Kolhe for the applicant. He has submitted that Advocate for the applicant who was appeared in L.A.C. No. 07 of 2012 before Civil Judge (Senior Division), Khamgaon not informed the applicant about the judgment dated 06.05.2014. He has also submitted that appeal could not be filed due to financial difficulties. Therefore, there is delay of 1368 days.

Learned Advocate Shri Kolhe submits that applicant waives the interest of delayed period.

Learned AGP Shri Dubey for respondent no. 1 strongly objected the application.

None appears for respondent no. 2.

Looking to the grounds mentioned in the application, the application is allowed. The delay is

condoned, subject to waiving of interest of delayed period of 1368 days. Appeal be registered.

FIRST APPEAL (FA) NO. OF 2019

Heard.

Issue notice to the respondents.

Shri H. D. Dubey, learned AGP waives notice on behalf of respondent no 1.

Issue notice to respondent no. 2 returnable on 17.07.2019.

JUDGE

SMGate