

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, AT NAGPUR.**

CIVIL APPLICATION (CAF) NO. 352/2019

IN

FIRST APPEAL (FA) (STAMP) NO. 25326/2016

Smt. Rupali Wd/o Gajanan Khupsare and others

-Vs.-

Nikhil S/o Ramkrushna Ramteke and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri P.R. Agrawal, Advocate for the applicant / appellant
Ms. M.S. Naik, Advocate for respondent no. 3

CORAM : M. G. GIRATKAR, J.

DATED : 12-06-2019

Heard.

Learned Counsel Shri Agrawal for the
applicants /appellants has submitted that the delay is of
17 days when the appeal was filed.

Ms. Naik, learned Counsel has strongly
objected the application.

The office has endorsed the note stating that
the delay is of 17 days in filing First Appeal.

Ms. Naik has strongly objected the application
and submitted that the delay is more than 17 days,
which is not properly explained.

When the appeal was dismissed, there was
delay of 17 days as per the office note. All objections
were removed when the appeal was filed, the delay was
of only 17 days.

Looking to the grounds mentioned in the application, the application is allowed. The delay is condoned. Appeal be registered.

FIRST APPEAL (FA) (STAMP) NO. 25326/2016

Heard.

Issue notice to the respondents returnable on 03/07/2019.

Ms. Naik, learned Counsel waives notice for respondent no. 3.

JUDGE

D.S.Baldwa