

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

**CIVIL APPLICATION (CAF) NO. 2026 OF 2017**

**in**

**FIRST APPEAL (ST.) NO. 25223 OF 2016**

*[Ishwar s/o Manikrao Mane and ors. Vs. Mr. Mohamed Shahid Khan S/o Abdul Aziz and anr.]*

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

Court's or Judge's Order

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Shri Asghar Hussain, Advocate for the appellants  
Ms. M. S. Naik, Advocate for respondent no. 2.

**CORAM : M. G. GIRATKAR, J.**

**DATE : 16/07/2019**

Heard learned Advocate Shri Hussain for the appellants and Ms. Naik, learned Advocate for respondent no. 2.

Respondent no. 1 is served by paper publication.

The delay is of 417 days for filing appeal and the same is caused due to financial difficulties.

Looking to the grounds mentioned in the application, the delay is condoned subject to waiver of interest of delayed period of 417 days. The application is allowed. Appeal be registered.

**FIRST APPEAL (FA) NO.      OF 2019**

Heard.

Issue notice to the respondents for final disposal.

Ms. Naik, learned Advocate waives notice on behalf  
of respondent no. 2.

Call R & P.

**JUDGE**

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