

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO.14102 OF 2017 IN
FIRST APPEAL ST. NO.8122 OF 2017**

Damodhar Namaji Bagal, Died L.R.
Radhakisan Damodhar Bagal

... **APPLICANT**

VERSUS

The State of Maharashtra & ors.

... **RESPONDENTS**

.....

Mr. D.M. Kakade, Advocate for applicant
Mr. A.B. Chate, A.G.P. for respondents No.1 and 2
Mr. S.C. Arora, Advocate for respondent No.3

.....

CORAM : R. G. AVACHAT, J.

DATE : 6th OCTOBER, 2021

PER COURT :

Issue notice to respondents. Learned A.G.P. waives service for respondents No.1 and 2 Mr. Arora, learned counsel waives service for respondent No.3. For the reasons given in the application, the same is allowed in terms of prayer clause (A). Delay condoned. Appeal be registered. However, the appellants shall not be entitled for interest for the delayed period of 864 days and also for delay in circulating this application which has been filed in March 2017, but circulated four and half years thereafter. As such, the appellants shall not be entitled for component of interest for this period of four and half years also.

**(R. G. AVACHAT)
JUDGE**

fmp/-