

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

**CIVIL APPLICATION NO. 4216 OF 2020
IN
FIRST APPEAL STAMP NO. 26868 OF 2019**

Kalyan Kisan Dhakane	... Applicant
Versus	
The State of Maharashtra and another	... Respondents
....	
Mr. R. G. Hange, Advocate for applicants	
Mr. K. S. Patil, AGP for respondent No.1	
....	

CORAM : R. G. AVACHAT, J.

DATED : 13th AUGUST, 2021

PER COURT :-

. In spite of service of notice, respondent No.2 has not marked his appearance.

2. There is delay of 96 days in preferring the appeal. The applicant is the original claimant.

3. For the reasons given in the application, the same is allowed in terms of prayer clause (B) on condition that the applicant-claimant shall not be entitled for component of interest, if any, on the delayed period of 96 days.

4. Appeal be registered.
5. On registration of appeal, issue notice to the respondents, returnable on 8th October, 2021.
6. Learned AGP waives service of notice on behalf of respondent No.1.
7. Call record and proceedings.

[R. G. AVACHAT, J.]

SMS