

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

**62 CIVIL APPLICATION NO.7405 OF 2018
IN FAST/889/2018**

**RAJENDRA CHAMPALAL RUNWAL AND ANR
VERSUS
THE STATE OF MAHARASHTRA AND ORS**

Advocate for Applicants : Mr. M. R. Malpani h/f.
Mr. Kale Ajeet B.
AGP for Respondents – State : Mr. S. N. Kendre
Advocate for Respondent No. 3 : Mr. Rajendra Wagh

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 12.12.2022

PER COURT :

The learned counsel Mr. Rajendra Wagh causes his appearance on behalf of respondent No. 3 and also tendered across the bar Vakalatnama. Taken on record.

2. Heard rival submissions. The applicants / original appellants are seeking condonation of delay of 97 days which appears to be caused due to their financial crisis. The learned AGP as well as the learned counsel for respondent No. 3 -acquiring body strongly opposed the application on the ground that there is also circulation delay.

3. Considering the statutory right of the applicants, the delay of 97 days stands condoned subject to condition that the applicants shall not claim any interest for the aforesaid period of delay as well as the delay in circulating the matter belatedly.
4. The appeal be placed for admission after removal of office objections, if any.
5. The application is accordingly disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

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shp/-