

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

**CIVIL APPLICATION NO. 504 OF 2018
IN FAST/24022/2017**

Uttam Namdeo Munde

.. Applicant

Versus

The State of Maharashtra and others

.. Respondents

Mr. H. B. Nandagavale, Advocate for the Applicant.

Ms. D. S. Jape, AGP for the Respondents-State.

CORAM : ANIL L. PANSARE, J.

DATED : 05th JULY 2022.

PER COURT:-

. The applicant is seeking condonation of delay of 984 days caused in filing first appeal. The claimant is ready to forego the statutory interest for the period of delay.

2. The learned A.G.P. has opposed the application on the ground that the delay is not properly explained.

3. Since there appears no malafide in filing belated appeal and since the applicant has shown willingness to waive the statutory interest on the delayed period, the application deserves to be allowed.

4. In view of the above and for the reasons mentioned in the

application, the delay stands condoned subject to applicant filing an undertaking that he will forego statutory interest payable to him for the delayed period, if appeal is allowed.

5. Civil application is disposed of in above terms.

(ANIL L. PANSARE)
JUDGE

PS.B.