

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

**CIVIL APPLICATION NO.13102 OF 2012
IN FAST/26438/2012**

**THE STATE OF MAH AND ORS
VERSUS
DARYASING DEOCHAND NAIK**

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Mr. S. S. Dande, Advocate for the Applicants.

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CORAM : S. G. DIGE, J.

DATED : 14th OCTOBER, 2022.

PER COURT:-

1. Heard.

2. The learned A.G.P. submits that, though sole respondent is served, none appears for the sole respondent. The Appeal is filed in the year 2012. Though the Appeal is filed in the year 2012 till date Appeal is not registered, as delay is not condoned. After service of notice on respondent, respondent is remained absent. The delay is of 1520 days.

3. The learned A.G.P. further submits that, this matter can be heard finally at the admission stage. Hence, requested to keep it on 18.10.2022 for final hearing.

4. Considering the submissions of learned A.G.P. and reasons mentioned in the application, the application is allowed. The delay of 1520 days for filing Appeal is condoned.

5. Appeal be registered and kept on
18.10.2022 for hearing at admission stage.

6. Civil application is disposed of.

(S. G. DIGE)
JUDGE

Devendra/October-2022