

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

**974 CIVIL APPLICATION NO.14990 OF 2022
IN FAST/25854/2022**

**DARSHANA VIJAY MAHAJAN AND ANOTHER
VERSUS
MANOJKUMAR KUNDAN MAHESHWARI AND
ANOTHER**

...

Mr.S.S. Chapalgaonkar, advocate for the applicants.
Mr.T.K. Sant, advocate for respondent no.1.

...

**CORAM : SANDIPKUMAR C. MORE, J.
DATE : 21st DECEMBER, 2022**

PER COURT :-

1. Heard rival submissions.
2. The applicants are seeking condonation of delay of 78 days. The delay appears to be caused due to their financial crisis. The learned counsel for respondent no.1 owner strongly opposed the application on the ground that the delay is not properly explained. The respondent no.2 – insurance company though served but remained absent.
3. However, considering the statutory right of the applicants, the aforesaid delay period stands condoned subject to condition that the applicants shall not claim

any interest for the aforesaid period of delay on the enhanced compensation, if granted.

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

SGA