

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.790 OF 2019
IN
FIRST APPEAL (STAMP) NO.23805 OF 2017**

The State of Maharashtra

...Applicant/Appellant

Versus

Smt. Gangabai Machindra Thakur
and Ors.

...Respondents

....

Mr. A.R. Patil, AGP for the Applicant-State.

CORAM : ANIL S. KILOR, J.

DATED: 24th JANUARY, 2022.

P.C.:-

1. This is an application for condonation of delay. Heard learned AGP for the Applicant. None for the non-Applicants though served.

2. The learned AGP for the Applicant points out that there is delay of 140 days in filing first appeal. He has drawn attention of this Court to the reasons stated in Paragraph-2 onwards of the application and submits that sufficient cause has been shown by the Applicant in the application, for condonation of delay. It is submitted that the delay is not intentional but bonafide. He further submits that the decretal amount has already been deposited before the Tribunal.

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3. Though this application is pending from 2019 and non-Applicants are served long back, no reply has been filed to the application opposing the said application.

4. After going through the application, more particularly, reasons stated in Paragraph-2 onwards I am satisfied that sufficient cause has been shown in the application for condoning the delay. Accordingly, I pass the following order:

ORDER

i) The Application for condonation of delay is allowed.

ii) The delay caused in filing First Appeal is condoned.
The office is requested to register the First Appeal and place the same before the Court for admission.

(ANIL S. KILOR, J.)