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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION

INTERIM APPLICATION NO. 2231 OF 2021

IN

CAVEAT (L) NO. 11828 OF 2021

IN

TESTAMENTARY PETITION NO. 109 OF 2021

Sachin Begrajka

.. Petitioner

Vs.

Sarwan Chowdhary

.. Applicant/Caveator

Yashvi Panchal for the Applicant.

CORAM:- ARIF S. DOCTOR, J.

DATE :- 19th DECEMBER, 2022.

P. C.:

1. The present Application is for condonation of delay of 7 days in filing the Caveat and a delay of 77 days in filing the Affidavit-in-Support of the Caveat.

2. The Application sets out that the Applicant resides in Nagpur. The Applicant states that citation was served at residence in Nagpur on 30th April, 2021 and the Applicant had filed the Caveat on 20th May, 2021.

3. Ms. Yashvi Panchal, learned counsel appearing on behalf of the Applicant states that there is no Affidavit of Service of citation filed in the Registry till date. She, however, states that at the time when the Application was filed and the dates mentioned in the Application, are based on the record of the Applicant.

4. I have perused a copy of the Application. I have heard learned counsel and satisfied that the same constituted sufficient cause to condone the delay in filing of the Caveat and Affidavit-in-Support. The Application is allowed in the interest of justice.

5. The Interim Application is disposed of.

(ARIF S. DOCTOR, J)