

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

**39 CIVIL APPLICATION NO.1185 OF 2023
IN FAST/432/2023**

**ABDUL KARIM MOHAMMAD YUSUF HAVARE
VERSUS
THE STATE OF MAHARASHTRA THR THE COLLECTOR,
OSMANABAD AND ORS**

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Advocate for Applicant : Mr. S. Y. Mahajan
AGP for Respondents-State: Mr. A. B. Chate

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**CORAM : SANDIPKUMAR C. MORE, J.
DATED : 06/02/2023.**

P. C. :

1. Heard.
2. Issue notice to respondents. Learned AGP waives service for all the respondents.
3. Heard rival submissions.
4. The applicant is seeking condonation of delay of 1749 days, which appears to be caused due to his financial crisis. The learned AGP strongly opposed the application on the ground that the delay is not properly explained.
5. However, considering the statutory right of the applicant and for the reasons stated in the application, the delay of 1749 days stands condoned subject to condition that the applicant shall not claim any interest for the aforesaid period of delay.
6. Appeal be placed for admission after removal of office objections, if any. Application stands disposed of.

(SANDIPKUMAR C. MORE, J.)