

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

**37 CIVIL APPLICATION NO.936 OF 2021
IN FAST/875/2021**

**DAIVSHALA UTTAM BHONG AND OTHERS
VERSUS
APPARAO CHATURBHUI DESHMUKH AND ANOTHER**

...
Advocate for Applicants : Mr.Shelke Manoj U.
Advocate for Respondent No.1 : Mr.Swami Sandeep C.
and Mr. Mahesh B. Jadhav
...

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 02.01.2023

PER COURT :

Heard rival submissions. The applicants-claimants are seeking condonation of delay 2427 days which 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 -Insurance Company though served, but remained absent.

2. However, considering the statutory right of the applicants, the delay of 2427 days stands condoned subject to condition that the applicants shall not claim any interest for the aforesaid period of delay, if any favourable order is made.

3. The appeal be placed for admission after removal of office objections, if any.

4. The application is accordingly disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

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shp/-