

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

16 CIVIL APPLICATION NO.11724 OF 2021
IN FAST/3560/2021

LAKHICHAND S/O DESHMUKH RATHOD
VERSUS
SHAIKH JAINU SHAIKH KAREEM AND ANR

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Advocate for Applicants : Mr. A. T. Kanawade
Advocate for Respondent No.2 : Mr. S. S. Rathi

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**CORAM : SANDIPKUMAR C. MORE, J.
DATED : 24/04/2023.**

P. C. :

1. Heard rival submissions.
2. The applicant is seeking condonation of delay of 1012 days, which appears to be caused due to his poor financial condition. The learned counsel for the MSRTC strongly opposed the application on the ground that the delay is not properly explained.
3. However, considering the statutory right of the applicant and for the reasons stated in the application, the application is allowed and the delay of 1012 days in this application stands condoned subject to condition that the applicant shall not claim any interest for the period of aforesaid delay.
4. The appeal be placed for admission after removal of office objections, if any.
5. The application is accordingly disposed of.

(SANDIPKUMAR C. MORE, J.)