

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

**CIVIL APPLICATION NO.1779 OF 2020
IN AOST/3980/2020 WITH CA/1780/2020 IN AOST/3980/2020**

**SANTOSH HASTIMAL GUGALE AND OTHER
VERSUS
CHANDRAGHAGA FAKIRA RAUT AND OTHER**

Mr. A. K. Gawali, Advocate for the applicants

Mr. Anand Bhandari, Advocate for respondent Nos. 12 and 14.

CORAM : R. M. JOSHI, J.

DATE : 29th MARCH, 2023

PER COURT :-

1. Learned counsel for the applicants states that the reasons mentioned in the application are sufficient for condonation of delay and no malafide can be attributed to the applicant for not preferring the appeal from order within limitation.

2. Learned counsel for respondent opposed the said contention by drawing attention of the Court to the paragraph 3 in particular of the application stating that this cannot become a reason for not preferring the appeal in time.

3. The fact that there was marriage ceremony of the daughter of the appellant No.1 during the relevant period is more than sufficient to

condone the delay.

4. In the facts of the case sufficient reason is made out for condonation of delay. Hence application stands allowed in terms of prayer clause 'B'.

5. Appeal be registered.

(R. M. JOSHI, J.)

ssp