

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

48 CIVIL APPLICATION NO.9964 OF 2022
IN FAST/5713/2021

NEELA CHAPLA RATHOD (DIED) THR LRS VIMALBAI AND ANR
VERSUS
THE STATE OF MAHARASHTRA AND ANR

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Advocate for Applicants : Mr. D. R. Jayabhar
AGP for Respondent No.1: Mr. A. B. Chate

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**CORAM : SANDIPKUMAR C. MORE, J.
DATED : 12/06/2023.**

P. C. :

1. Heard rival submissions.
2. The applicants are seeking condonation of delay of 1689 days, which appears to be caused due to their poor financial condition. The learned AGP strongly opposed the application on the ground that the delay is not properly explained. The acquiring body though served, but remained absent.
3. However, considering the statutory right of the applicants and for the reasons stated in the application, the application is allowed and the delay of 1689 days in this application stands condoned subject to condition that the applicants 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.)