

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

**CIVIL APPLICATION NO. 5102 OF 2023 IN
FIRST APPEAL ST. NO. 12963 OF 2007**

AND

**CIVIL APPLICATION NO. 5176 OF 2023 IN
FIRST APPEAL ST. NO. 12493 OF 2007**

AND

**CIVIL APPLICATION NO. 5177 OF 2023 IN
FIRST APPEAL ST. NO. 12478 OF 2007**

AND

**CIVIL APPLICATION NO. 5178 OF 2023 IN
FIRST APPEAL ST. NO. 12498 OF 2007**

AND

**CIVIL APPLICATION NO. 5179 OF 2023 IN
FIRST APPEAL ST. NO. 12486 OF 2007**

Mr. A. B. Kale, advocate for the Applicants

Mr. S. N. Kendre, Mr. B. V. Virdhe, Mr. S. P. Tiwari, AGPs for
Respondents No.1 & 2.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 13th July, 2023.

PC :

Heard rival submissions.

The respective applicants-claimants, are seeking
condonation of delay periods, mentioned in all these
applications, which appear to be caused due to their financial
crisis.

The learned AGPs strongly opposed the

applications on the ground that the delay is not properly explained and there is also huge circulation delay around 5500 days. It is significant to note that in respect of the aforesaid circulation delay, there is an observation made by this Court while granting permission to restore all these appeals, under order dated 07.02.2023.

However, considering the statutory right of the applicants, delay periods, mentioned in all these applications, stand condoned subject to the condition that the applicants shall not claim any interest for the aforesaid periods of delay and also for the huge circulation delay, as observed in order dated 07.02.2023.

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

Civil Applications are disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

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