

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

995 CIVIL APPLICATION NO.9295 OF 2022
IN
FAST/14113/2022

SUMANBAI BABURAO NAKHATE AND OTHERS
VERSUS
MADHUKAR MALIRAM AMBHURE AND ANOTHER

...

Advocate for Applicants: Mrs. Surekha A Munde
Advocate for Respondent No.1: Mr. Pravin N. Kalani

...

CORAM : ARUN R. PEDNEKER, J.

DATE : 30th NOVEMBER, 2023

PER COURT:

1. Heard.
2. Respondent No.2 though served, none appears.
3. The present first appeal is filed along with application for condonation of delay of 1462 days.
4. The learned counsel for the applicants submits that the applicants would waive interest and statutory benefit for the delayed period, in the event the application for condonation of delay is allowed. The learned counsel further submits that the applicants are extremely poor and that they did not have the means to file the present appeal in time.

5. For the reasons mentioned in the civil application for condonation of delay, the delay of 1462 days is condoned, subject to waiver of interest and statutory benefit for the delayed period by the applicants. The civil application stands disposed of.

6. Issue notice to the respondents in the first appeal, returnable on 01.02.2024.

[ARUN R. PEDNEKER, J.]

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