

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

61 CIVIL APPLICATION NO. 7670 OF 2023
IN FIRST APPEAL (ST) NO. 18097 OF 2023
WITH CA/7671/2023 IN FAST/18097/2023

PANDHARINATH KASHIRAM BORSE (KUMBHAR) AND
ANOTHER
VERSUS
ANITA JITENDRA BORSE AND OTHERS

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Mr. D.D. Pande – Advocate for Applicants
Mr. V.P. Raje – Advocate for Respondent Nos.1 and 2
Mr. M.R. Wagh – Advocate for Respondent No.3

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CORAM : SANDIPKUMAR C. MORE, J.
DATE : 7th August, 2023

PER COURT :

CIVIL APPLICATION NO. 7670 OF 2023

1. Heard rival submissions.
2. The applicants are seeking condonation of delay of 403 days, which appears to be caused due to their poor financial condition.
3. There is no strong objection from the other side. The respondent No. 4 – Insurance Company despite service

remained absent.

4. Therefore, considering the statutory right of the applicants and for the reasons stated in the application, the application is allowed and the delay of 403 days stands condoned subject to condition that the applicants shall not claim any interest for the aforesaid delay.

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

6. The application is accordingly disposed of.

CIVIL APPLICATION NO. 7671 OF 2023

7. Heard rival submissions.

8. The application is kept for final disposal alongwith the main appeal.

[SANDIPKUMAR C. MORE]
JUDGE