

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

906 CIVIL APPLICATION NO. 11855 OF 2022
IN FIRST APPEAL (ST) NO. 18197 OF 2022

FULCHAND S/O KISHAN RATHOD
VERSUS
ABDUL MUJAHEED KHAN ABDUL HAMEED KHAN AND
ANOTHER

...
Ms. Manisha Dalve h/f. Mr. K.M. Nagarkar – Advocate for
Applicant
Mr. M.R. Deshmukh – Advocate for Respondent No.2
....

CORAM : SANDIPKUMAR C. MORE, J.
DATE : 16th June, 2023

PER COURT :

1. Heard rival submissions.

2. The applicant is seeking condonation of delay of 27 days, which appears to be caused due to his poor financial condition. The learned Counsel for the Insurance Company strongly opposed the application on the ground that, delay is not properly explained.

3. However, considering the statutory right of the applicant

and for the reasons stated in the application, the application is allowed and the delay of 27 days in this application stands condoned subject to condition that the applicant 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]
JUDGE