

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

**49 CIVIL APPLICATION NO.10113 OF 2021
IN FAST/23995/2021**

**PANDIT RAMBHAU KANSE
VERSUS
MADHAV SUBHASH DARADE AND OTHERS**

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**Advocate for Applicant : Mr. Kulkarni Girish N. (Mardikar)
Advocate for Respondent No.3 : Mr. Upadhye Vinayak Narayan**

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CORAM : SANDIPKUMAR C. MORE, J.

DATE : 30.01.2023

PER COURT :

Heard rival submissions. The applicant is seeking condonation of delay of 642 days which appears to be caused due to his financial crisis. The learned counsel for the respondent -Insurance Company strongly opposed the application on the ground that delay is not properly explained and there is also circulation delay. However, considering the statutory right of applicant, the delay of 642 days stands condoned subject to condition that the applicant shall not claim any interest for the aforesaid delay and also for the delay in circulating the matter belatedly, on the enhanced compensation, if granted.

2. Appeal be placed for admission after removal of office objections, if any.

3. The application is disposed of accordingly.

(SANDIPKUMAR C. MORE)
JUDGE

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shp/-