

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

**CIVIL APPLICATION NO.13709 OF 2019
IN FAST/28618/2019**

**LEELA HARISHCHANDRA KUSALKAR AND ORS
VERSUS
VILAS DAMU GADADE AND ANR**

....

Mr. L. S. Shaikh, Advocate h/f Mr. D. A. Bide, Advocate for
applicants

Mr. S. R. Bagal, Advocate for respondent No.2

....

CORAM : S. G. CHAPALGAONKAR, J.

DATE : 23.02.2023

PER COURT :-

Heard.

2. The applicants seek to condone the delay of 69 days
caused in filing the appeal.

3. The learned Advocate appearing for the applicants
submits that the delay is not intentional. The applicants are
seeking enhancement of compensation. They have good grounds
in appeal.

4. The learned Advocate appearing for respondent No.2 opposes the application on the ground that delay is not properly explained.

5. However, considering the reasons stated in para Nos. 2 to 4 of the application, the delay deserves to be condoned.

6. The civil application is allowed. Delay of 69 days caused in filing the appeal, is condoned.

7. Appeal be registered.

[S. G. CHAPALGAONKAR, J.]

SMS