

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

**44 CIVIL APPLICATION NO.4294 OF 2020
IN FAST/31256/2018**

**BALAJI BAJIRAO KADAM
VERSUS
BAJIRAO NARSING KADAM AND ANOTHER**

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Advocate for Applicant : Mr. Vikrant Valse h/f.
Mr. Patel Fayaz K.
Advocate for Respondent No.2 : Mr. G. V. Padalkar h/f.
Mr. Soman Amar D.

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CORAM : SANDIPKUMAR C. MORE, J.

DATE : 30.01.2023

PER COURT :

Heard rival submissions. The applicant is claiming condonation of delay of 2518 days. The learned counsel for the respondent No.2- Insurance Company strongly opposed the application on the ground that there is also circulation delay. However, considering the statutory right of applicant, the delay of 2518 days stands condoned subject to condition that the applicant shall not claim any interest for the aforesaid delay and also for 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/-