

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

919 CIVIL APPLICATION NO.4989 OF 2023 IN FAST/34557/2022

MARUTI SIDHU RODE DIED THR LRS BABU MARUTI RODE AND
ANR

VERSUS

THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR
LATUR AND ORS

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Advocate for Applicants : Mr. Irale Eknath G.

AGP for Respondents: Mr. P.M. Kulkarni

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CORAM : S. G. CHAPALGAONKAR, J.

Dated: July 18, 2023

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PER COURT :-

1. Heard learned counsel for the applicants.
2. Learned AGP opposes the prayer for delay condonation on the ground that there is no explanation for such an inordinate delay.
3. The reasons as stated in the application are not controverted by filing an affidavit.
4. Considering the reasons mentioned in the application and the submissions advanced, it would be appropriate to condone the delay subject to certain conditions. Hence, the order.

ORDER

- i. Civil application is allowed.
- ii. The delay of 4583 days caused in filing the appeal is condoned.
- iii. The applicant shall file an undertaking to the Registrar Judicial of this Court that they shall not claim the interest or other statutory benefits for the delayed period.
- iv. Civil application is disposed off.

(S. G. CHAPALGAONKAR, J.)

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aaa/-