

Santosh

**IN THE HIGH COURT OF BOMBAY AT GOA
MISC. CIVIL APPLICATION NO. 787 OF 2016
IN
STAMP NUMBER (MAIN) NO. 2615 OF 2016(F)**

MARIANO SALLO ESTIBEIRO., ... Applicant.

Versus

IDA ASSUMPTION AND 8 ORS., ... Respondents.

Mr Vishal Sawant, Advocate for the Applicant.

CORAM : M. S. SONAK, J.

DATE : 24th August 2023

P.C. :

1. Heard Mr Vishal Sawant for the Applicant.
2. Mr Sawant states that service is already effected upon all the Respondents. He says that no affidavit of service could be filed because the Applicant has suffered an heart attack.
3. This application seeks condonation of delay of 173 days in instituting a second appeal. The delay is well explained. The application is backed by medical certificates and an affidavit.
4. Accordingly, the delay of 173 days in instituting the second appeal is, hereby, condoned.
5. Misc. Civil Application No.787/2016 is disposed of.
6. Registry to register the second appeal and place the same for admission on 7/9/2023.

M. S. SONAK, J.