

Dusane

BHALCHANDRA
GOPAL
DUSANE

Digitally signed by
BHALCHANDRA
GOPAL DUSANE
Date: 2023.04.05
18:40:04 +0530

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO.1736 OF 2023
IN
SECOND APPEAL (ST) NO.3431 OF 2021
WITH
INTERIM APPLICATION NO.1737 OF 2023
WITH
INTERIM APPLICATION NO.1742 OF 2023**

Vilas Tukaram Chavan ...Applicant

V/s.

Suresh Bhanudas Kulkarni & Ors. ...Respondents

Mr. Anand S. Shalgaonkar for Applicant.

**CORAM: MADHAV J. JAMDAR, J.
DATE: 5th APRIL 2023**

P.C.:

- 1.** Not on board. Upon mentioning taken on board.
- 2.** Mr. Shalgaonkar, learned Counsel for the Applicant states that the impugned judgment and decree of the learned First Appellate Court is dated 16th December 2019. The certified copy of the judgment and decree was applied on 17th December 2019 and received the same on 1st February 2020.
- 3.** He states that due to Covid-19 pandemic, the Supreme

Court has suspended the limitation period from 15th March 2020 till 28th February 2022 and as the Second Appeal was filed on or about 9th February 2021, there is no delay in filing the Second Appeal. Therefore, he seeks withdrawal of the Interim Application No. 1736 of 2023 seeking condonation of delay in filing Second Appeal.

4. Accordingly Interim Application No. 1736 of 2023 is allowed to be withdrawn and disposed of as such.

(MADHAV J. JAMDAR, J.)