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

**INTERIM APPLICATION NO.1978 OF 2019
IN
SECOND APPEAL (ST) NO.27899 OF 2019**

Shantilal Govind Bagwale & Anr.

...Applicants

Versus

Sunil Bhau Sool since deceased
through legal heirs

Deepali Sunil Sool & Ors.

...Respondents

Mr. S. T. Bhosale, i/b. Mr. Dilip Bodake, for the Applicants.

None for the Respondents.

CORAM : MADHAV J. JAMDAR, J.

DATED : 6th JANUARY 2023

P.C. :

1. This Interim Application is taken out for condonation of delay of 5 years and 89 days in filing the Second Appeal.
2. Although Respondents are served, none appears for the Respondents. Although the Interim Application has been served, no reply has been filed to the Interim Application. Therefore, the contentions raised in the Interim Application have remained uncontroverted.

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3. For the reasons set out in the Interim Application, the same is allowed in terms of prayer clause (a), subject to payment of cost of Rs.5,000/- to the Respondents.
4. The aforesaid cost be deposited in this Court within a period of three weeks from today.
5. The Interim Application is disposed of in above terms.

[MADHAV J. JAMDAR, J.]