



IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

21 CIVIL APPLICATION NO. 4209 OF 2022
IN SECOND APPEAL (ST) NO. 26726 OF 2021

YAKUBMIYAN ALIAS NIJAM JAHEDMIYAN DESHMUKH
VERSUS
JABBARMIYAN IQBALMIYAN DESHMUKH AND OTHERS

...
Mr. Anil Kasliwal (Jain) Advocate for Applicant

....

CORAM : SANDIPKUMAR C. MORE, J.
DATE : 7th October, 2024

PER COURT :

1. Heard learned Counsel for applicant.
2. Learned Counsel for the respondents despite appearance remained absent. The application is filed for condonation of delay of 1464 days in filing Second Appeal. There are contrary findings of both the learned Courts below on the issue of partition and that can be considered at the time of admission. At present there is no oppose to the application.
3. However, considering the huge delay the application stands allowed in terms of prayer clause 'B' subject to deposit of cost of Rs.2,000/- (rupees Two Thousands only) to be paid to the Library,

Advocates Association of High Court, Bombay, Bench at
Aurangabad.

4. The civil application is disposed of accordingly.

[SANDIPKUMAR C. MORE]
JUDGE