



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 14315 OF 2023
IN SAST/31097/2023

Shaikh Isaq S/o Sk Amir And Anr

...Applicant

VERSUS

Gaffarkhan S/o Osmankhan And Anr

....Respondent

....
Mr. U. A. Sayed h/f Mr. S. K. H. Pathan, Advocate
for Applicant

...

CORAM : R.M. JOSHI, J
DATE : JANUARY 29, 2024

PER COURT :

1. At the outset, learned Counsel for the Applicants seeks leave to carryout amendment to mention number of days delay.

2. Leave granted. Amendment be carried out forthwith.

3. This application is filed for condonation of delay of 106 days in preferring Appeal against judgment and decree dated 28.02.2023 passed in RCA No. 06/2018.

4. It is claimed by the Applicants that for want of knowledge of the impugned judgment, Appeal could not

be filed in time.

5. Though Respondents are duly served, none appeared for them. This indicates that they have no inclination to oppose application.

6. No mala fides can be attributed to the Applicants in not preferring Appeal in time. Hence, application stands allowed in terms of prayer clauses 'B' and 'C'. Appeal be register.

(R. M. JOSHI, J.)

Malani