

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

**INTERIM APPLICATION NO.2417 OF 2023
IN
FIRST APPEAL STAMP NO.4812 OF 2023**

Baburao Rawan Birajdar & Anr. ..Applicants
Versus
Union of India ..Respondent

Mr. Vasim Siddiqui, for the Applicants.
None for the Respondent.

CORAM : KISHORE C. SANT, J.

DATE : 5th MARCH, 2024

PC.

1. In spite of service, none appears for Respondent.
2. Heard this Application.
3. Learned advocate submits that delay is only of 48 days and that is caused for the reasons stated in the Application. In the Application, it is stated that the impugned judgment is passed on 8th September, 2022. Application for certified copy was made on the same day. Certified copy was delivered on 11th October, 2022. It is further stated that the Applicant/Appellant No.2 was not keeping well and therefore the Appellants could not make arrangement to instruct lawyer to file Appeal. In that process delay of 48 days is caused.

4. For the reasons recorded, Application stands allowed.
Delay stands condoned.
5. Office to register the First Appeal.
6. After registering the First Appeal, issue notice to Respondent, returnable on 3rd April, 2024.

[KISHORE C. SANT, J.]