

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CIVIL APPLICATION (CAF) NO.1792 OF 2022

IN

FIRST APPEAL STAMP NO.5078 OF 2020

Vilas Daulatrao Chandakhede and another

Vs.

Smt. Chabutai Shatrugan Derkar and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.

Court's or Judge's orders.

Shri P.R. Karekar, Advocate for appellant.

CORAM : M.W. CHANDWANI, J.

DATE : JUNE 28, 2024.

By the application, the applicants seek to condone the delay of 34 days in preferring the appeal.

2. The contention is that the copy of award was prepared some days after passing the impugned judgment and the applicants were under *bonafide* impression that for filing an appeal copy of award is required. Therefore, the delay is caused.

3. Since non-applicant nos.1 to 4 have not filed any reply nor opposed the application though served, statement of facts mentioned in the application went uncontroverted.

4. For the reasons mentioned in the application, delay of 34 days in filing the appeal is hereby condoned. Appeal be registered.

5. Application stands disposed of.

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6. Heard.

7. Issue notice to the respondents for final disposal at admission stage, returnable within three weeks.

JUDGE

Wagh