



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

CIVIL APPLICATION (CAF) NO. 1593 OF 2022

IN

FIRST APPEAL ST. NO.9425 OF 2022

Vaishali @ Shalu Wd/o Vijay Chavan and others

VS.

Lakhan @ Chetan Kailash Rathod and another

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

Mr. Raju Kadu, Advocate for appellants.

Mr. Vinay Dahat, Advocate h/f Mr. J.B. Kasat, Advocate for respondent No.1.

Mrs. Mrunal Naik, Advocate for respondent No.2.

CORAM : G.A. SANAP, J.

DATE : 18th MARCH, 2024.

Heard.

2. This is an application for condonation of delay caused in filing the appeal against the judgment and decree dated 19.07.2018. Perused the record and proceedings.

3. The period of limitation for filing the appeal expired prior to COVID-19 Pandemic. The right to file appeal accrued much prior to COVID-19 Pandemic. This appeal was filed on 17.06.2022.

4. In my view, considering the reasons stated in the application the delay is condoned. However, the appellants shall not be entitled to get the interest for period from date of judgment from 19.07.2018 to 17.06.2022.

2. The appeal be registered.

3. The application stands disposed of, accordingly.

FIRST APPEAL ST. NO. 9425 OF 2022

4. Heard.

5. Mr. Vinay Dahat, learned holding Advocate waives service of notice on behalf of respondent No.1.

6. Mrs. Mrunal Naik, learned Advocate waives service of notice on behalf of respondent No.2.

7. Call R and P.

8. Paper book be filed within 12 week from the date of receipt of record and proceedings.

(G. A. SANAP, J.)

manisha