



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

CIVIL APPLICATION (CAS) No.369 OF 2024
IN
SECOND APPEAL ST. No.4312 OF 2024

(Delite Industries, through its proprietor, Sanjay s/o. Bhagwandas Batra Vs. Shri
Inderchand s/o. Mansukhlal Agrawal)

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

Court's or Judge's orders.

Mr. Piyush Rewatkar, Advocate for appellant.

CORAM : SANJAY A. DESHMUKH, J.
DATE : 23rd JULY, 2024.

1. This is an application for condonation of delay of 247 days caused in filing second appeal.
2. Perused the application.
3. Heard learned Advocate for the appellant. Respondent is duly served, but remained absent.
4. Learned Advocate for the appellant submits that appellant was unaware about passing of the judgment by the first Appellate Court on 27th March, 2023. When his lawyer informed him about passing of the judgment he got information.
5. Learned Advocate for the appellant further submits that for challenging the said judgment in this Court lot of time was lost for searching counsel and taking proper legal advice from his counsel and preparing the present appeal. Therefore, delay was caused in filing the appeal and it is not intentional. Hence, by this application

the appellants are praying to condone the delay.

6. Considering the reasons stated in the application, the application is allowed.

7. The delay of 247 days caused in filing second appeal is condoned.

8. The application is disposed of.

SECOND APPEAL ST. No.4312 OF 2024.

1. Issue notice to the respondent, returnable after six weeks.

(SANJAY A. DESHMUKH, J.)