



**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD**

**924 CIVIL APPLICATION NO. 12718 OF 2024
IN FAST/31322/2024**

Suwarna Shivprasad Kuthar And Ors

VERSUS

James Shamuvel Mahod And Ors

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Mr. Gastgar Santosh B., Advocate for Applicant

Mr. Nikhil N. Narlawar h/for Mr. S. R. Bagal, Advocate for
Respondent No.3

....

CORAM : SANJAY A. DESHMUKH, J.

DATE : 16.12.2025

PER COURT :-

1. Heard.

2. This is an application for condonation of delay of 252 days caused in filing the first appeal.

3. The learned Advocate for respondent No.3 strongly opposed the application and submitted that there is no sufficient reason to condone the delay.

4. Perused the application. For the reasons stated therein, the application deserves to be allowed in the interest of justice as the delay is neither deliberate nor intentional. Hence the following order:

::ORDER::

- a. Civil Application is allowed.
- b. The delay of 252 days caused in filing the first appeal is hereby condoned.
- c. The application is disposed of.

FIRST APPEAL

1. Issue notice to the respondents, returnable on 03.02.2026.
2. Learned Advocate Mr. S. R. Bagal waives service of notice for Respondent No.3.
3. Call for Record and Proceedings.

[SANJAY A. DESHMUKH, J.]