



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

**CIVIL APPLICATION NO. 13851 OF 2024
IN SAST/33162/2024**

**Sunanda Alias Hirabai Bapurao Dhumal
VERSUS
Trimbak Hari Zhite L.rs. Vijay Trimabak Zhite And Others**

Ms. M. V. Narwade h/f Mr. V. P. Narwade, Advocate for Applicant
Mr. Jay Veer h/f Ms. Anjali Dube, Advocate for Respondent Nos. 2, 3, 5 to 7

**CORAM : R. M. JOSHI, J.
DATE : 22nd AUGUST, 2025**

PER COURT :-

1. Learned counsel for applicant has filed pursis on record indicating that the LR's of deceased respondent No. 4 are already on record. In view of this applicant is permitted to delete respondent No. 4 from the array of respondents.
2. Learned counsel, Mr. Jay Veer, makes statement that he is appearing on behalf of Respondent No. 7. All respondents are served.
3. This application is filed by the original plaintiff for condonation of delay of 168 days in filing second appeal against the judgment and decree dated 29.02.2024. It is contended by the applicant that she is lady and labour. For these reasons, appeal could not be filed in time.

4. Learned counsel for respondent/original defendants opposed the application.

5. Having regard to the fact that the appellant is a lady and owing to the financial constraints appeal could not be filed in time, this is fit case of condonation of delay of 168 days which is neither deliberate nor inordinate. Hence, application stands allowed. Appeal be registered.

(R. M. JOSHI, J.)

bsj