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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 3602 OF 2024
WITH
INTERIM APPLICATION NO. 11899 OF 2024
IN
SECOND APPEAL (ST) NO. 22064 OF 2024**

Shree Warana Mahila Sahkari Patsanstha Ltd ...Applicant/Applicant
through Chairman Smt. Chaya Vasant Barge

vs.

Gramvikas Adhikari/Grampanchayat through ... Respondents
Shri Rangrao Sayaji Yewale and Anr

Mr. Tukaram Shendge for Applicant/Appellant.

Mr. Y.S. Bhate for Respondent Nos. 1 and 2.

CORAM : GAURI GODSE, J.

DATED : 28th MARCH 2025

ORDER:

INTERIM APPLICATION NO. 3602 OF 2024.

1. This application is for condonation of delay in filing the appeal. There is no reply filed to object to the reasons stated in the application.

2. I see no ground to disbelieve the reasons given in the application. Hence, in the facts and circumstances of the case,

delay is condoned and the application is allowed in terms of prayer clause (a).

SECOND APPEAL (ST) NO. 22064 OF 2024.

3. Heard learned counsels for the parties on second appeal. The second appeal raises question of law considering the prayers in the suit. Learned counsel for the respondent however, seeks time to take instructions whether the entire dispute can be worked out.

4. To enable the learned counsel for the respondent to take instructions, list the appeal on 9th April 2025.

5. To be listed High on Board under the caption for 'admission'.

6. It is clarified that if the parties are unable to work out the dispute amicably, the appeal will be heard on merits.

7. It is clarified that since the respondent has taken time to take instructions regarding resolving the dispute amicably, no coercive action be taken against the plaintiff in respect of the possession.

(GAURI GODSE, J.)