



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

**CIVIL APPLICATION NO. 99 OF 2026
IN
FIRST APPEAL STAMP NO. 31140 OF 2025**

Jilani Julfumiya Patel
Since deceased through his L.Rs.
Dastagir Jilani Patel and others .. Applicants

Versus

The State of Maharashtra and others .. Respondents

Shri Sachin Bhalerao, Advocate h/f Shri Ajeet B. Kale, Advocate
for the Applicants.

Shri S. N. Morampalle, Advocate for the Respondent Nos. 1 and
2.

Ms. Kavita S. Bhale, Advocate for the Respondent No. 3 through
V.C.

**CORAM : SHAILESH P. BRAHME, J.
DATE : 17TH MARCH, 2026.**

FINAL ORDER :

. Applicants seek to condone delay of 1288 days caused in
preferring first appeal.

2. Avernments of the application have not been controverted
by the respondents. There are no malafides on the part of the
applicants in preferring the appeal belatedly. They are ready to
give up interest and statutory benefits for the delayed period.

3. For the reasons stated in the application, the civil

application is allowed. The delay stands condoned subject to condition that the applicants shall not be entitled to claim interest and statutory benefits for the delayed period. Office shall register the first appeal. The civil application is disposed of.

[SHAILESH P. BRAHME J.]

bsb/March 26