

Exh. 10/C

Misc. Civil Appeal No. /2026

BEFORE THE DISTRICT JUDGE, KOLHAPUR

AT KOLHAPUR

1. Sunil Bhauso Kolse -- Applicant

V/s

1. Vijay Dhanaji Kalantre -- Respondents
and others

Order
Filed

AFFIDAVIT

I, Sunil Bhauso Kolse, Age :- 52, Occupation :- Farmer,
R/o. 164/1, Kolse Mal, Bachani, Tal. Karveer, Dist. Kolhapur do
hereby state on solemn affirmation that -

Adjoc-D.J.-1
5/3/26

A. I the original plaintiff had filed R.C.S. No. 36/2025 before
the Civil Judge Senior Division, Kolhapur against the
Respondents seeking Declaration and the relief of injunction in
respect of suit property admeasuring 2H-81 R situated in Gat
No. 164/1 at Bachani, Tal - Karveer, Dist - Kolhapur.


Sanjay Kumar
Superintendent(Lit.)
District Court, Kolhapur

B. The Respondents appeared in the matter, and accordingly had filed their Written Statement to the suit and Say to the application of interim relief at Exh. 5 vide Exh. 20, Exh.21 and Exh 40.

C. Being highly aggrieved and dissatisfied by the order passed below Exh. 3 by the Ld. Jt. Civil Judge Senior Division, Kolhapur in R.C.S. No. 36/2025, I the original. Plaintiff prefers this appeal but for filling this appeal there is delay of five day.

D. That there is a delay of 5 days in filing the present Appeal. The said delay is neither intentional nor deliberate, but has occurred due to reasons stated herein below.

1. I was required to consult legal counsel and collect necessary papers for filing the present proceeding. Due to illness and age factor of the me, I could not file the present proceeding within the prescribed period of limitation.

2. That the I have been diligently pursuing the matter and there is no gross negligence, inaction or lack of bona fides on the part of me.

3. That if the delay is not condoned, I will suffer irreparable loss and hardship, whereas no prejudice will be caused to the Respondent if the delay is condoned.


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District Court, Kolhapur

4. That the delay is required to be condoned in the interest of justice, equity and fair play, as the I have a good case on merits.

5. The delay caused is purely unintentional and due to circumstances beyond the control of me. I have acted bona fide, diligently and without any negligence. Refusal to condone the delay would result in grave miscarriage of justice, whereas condonation would advance the cause of substantial justice."

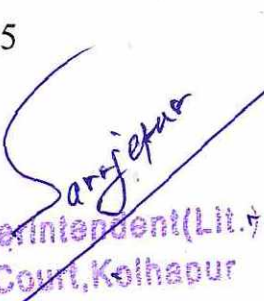
6. Condonation of delay will not cause any prejudice to the Respondent, whereas refusal will result in grave injustice to me.

7. I have produced certified copy Order Exh. 5 and original medical certificate issued by Dr. Nitin Langare (MD) Shri. Vishvadurga Ayurv & Panchakarma Cline with list at Exh. 3 Sr. No.1 & 2. The contents are true and correct. The same may kindly be Exhibited.

8. It is therefore prayed that-

(a) Application may kindly be allowed

(b) Condone the delay of 5 days in filing the Appeal against the order dated 25..11.25 below Exhibit 5 in regular civil suit no36/2025


Sanjiv Kumar
Superintendent (Lit.)
District Court, Kolhapur

The contents of this affidavit are explained to me in Marathi and he admits same are true and correct.

Hence the affidavit today at Kolhapur

Kolhapur

Date :-02/03/2026

I know the deponent

[Signature]
Advocate
Adv. Z.A. Pendhori

[Signature]

VERIFICATION

I, Sunil Bhauso Kolse, Age :- 52, Occupation :- Farmer, R/o. 164/1, Kolse Mal, Bachani, Tal. Karveer, Dist. Kolhapur do state on solemn affirmation that the all contents of above affidavit are true correct to the best of my knowledge information and belief & in the witness whereof I have signed this day at Kolhapur

Kolhapur

Date :- 02/03/2026

[Signature]

Solemnly affirmed before me by
Shri. *Sunil Bhauso Kolse*
Age *52* Occp. *Farmer* of *Bachani*.
who is identified by Shri. *Z.A. Pendhori*
.....Adv. whom I Know Personally
Dt. *02/03/2026*

[Signature]
Superintendent (Lit.)
District Court, Kolhapur