

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BENCH AT AURANGABAD

47 CIVIL APPLICATION NO. 10495 OF 2011
IN FAST/12596/2011

WITH CA/10491/2011 IN FAST/12606/2011

WITH CA/10493/2011 IN FAST/12601/2011

WITH CA/10497/2011 IN FAST/12592/2011

WITH CA/10499/2011 IN FAST/12585/2011

WITH CA/10501/2011 IN FAST/12434/2011

THE EXECUTIVE ENGINEER, LOWER TERNA PROJECT DIVISION NO.2
VERSUS

SHARNAPPA SHIVAPPA MITKARI (DIED) LRS SHIVSHANKAR
SHARNAPPA MITKARI AND ANR

...

Advocate for Applicant : Mr. Gangwal Madhubala B.

AGP for Respondents-State:Mr. A. M.Phule

CORAM : A. M. BADAR, J.

DATE : 14th December, 2015

PER COURT :

1. These are applications for condonation of delay in filing appeals under section 54 of the Land Acquisition Act. The applications are by the acquiring authority.

2. Heard learned counsel appearing for the applicants as well as learned AGP appearing for non applicant No.2. None for the non-applicants/original complaints despite service.

3. Delay in filing appeals is properly explained. The

delay appears to have been caused because of conscious decision was required to be taken at different levels. The averments made in the applications are not controverted by filing counter affidavit. It seems that non applicants/original claimants have no objection for condonation of delay as they are absent despite service. Hence, for the stated reason, the applications are allowed. Delay in filing appeals is condoned.

4. Civil Applications stand disposed of.

(A. M. BADAR, J.)

JPC