

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
NAGPUR BENCH, NAGPUR.

CIVIL APPLICATION NO.1045 OF 2015  
IN  
FIRST APPEAL (ST) NO.3105 OF 2015

Kishore s/o Vishwasrao Shirpurkar

-vs-

The State of Maharashtra & Ors.

-----  
Office notes, Office Memoranda of  
Coram, appearances, Court's orders  
or directions and Registrar's orders.

Court's or Judge's Orders.

-----  
Shri V.S. Kukday, Advocate for appellant.  
Smt. M. N. Hiwase, AGP for respondent Nos.1 & 2.  
Shri S. G. Jagtap, Advocate for respondent No.3.

**CORAM : A.S.CHANDURKAR, J.**

**DATE : APRIL 24, 2015**

Prayer is to condone delay in filing the First Appeal.  
Reasons are mentioned in paragraphs 4 and 5 of the  
application.

Application is opposed on behalf of learned counsel for  
the respondents. However fact of respondent No.1 having  
filed separate appeal is not disputed. It is further submitted  
that the claimant should not be entitled for interest for the  
period of delay.

Considering the reasons assigned, the delay in filing the  
First Appeal stands condoned. However, claimant will not be  
entitled for interest on the enhanced amount of for the  
period from 21/12/2012 till date. Application is allowed and  
disposed of.

**First Appeal (St) No.3105 of 2015**

Heard.

Admit.

Call for record and proceedings.

Smt. M. N. Hiwase, learned Assistant Government Pleader, waives notice on behalf of respondent Nos.1 & 2. Shri S. G. Jagtap, learned counsel waives notice on behalf of respondent No.3.

To be heard with **First Appeal No.244 of 2014.**

In view of order passed on Civil Application No.1045 of 2015, the appellant will not be entitled for interest on enhanced amount for the period from 21/12/2012 till today.

**JUDGE**