

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
APPELLATE SIDE
NAGPUR BENCH, NAGPUR

Civil Application (CAF) No. 832 of 2015
in
First Appeal St. No. 25380 of 2014

(Prakash S/o Vasudev Toney Vs. The State of Mah. through the Collector, Yavatmal and ors.)

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

Court's or Judge's Order

Shri S. V. Ingole, Advocate for applicant
Shri H. D. Dubey, AGP for respondent nos. 1 and 2
Shri S. G. Jagtap, Advocate for respondent no. 3

CORAM: A. S. CHANDURKAR J.

DATED: 7-4-2015.

Prayer is to condone delay in filing
the first appeal. Reasons for said delay are
mentioned in paragraph nos. 3 to 5 of the
application.

The application is opposed by the
learned counsel for respondent no. 3. It is
stated that reasons given are not sufficient. It
is also submitted that if delay is condoned, the
applicant should not be granted interest on the
enhanced amount for the period of delay.

Considering the reasons assigned in

the application, delay in filing the first appeal stands condoned, however, the applicant will not be entitled to claim interest on the enhanced amount of compensation from 21-10-2011 till today.

The civil application is disposed of.

First Appeal St. No. 25380 of 2014

Heard.

Admit.

Call for R & P.

Shri Jagtap, learned counsel waives notice for respondent no. 3 and learned AGP waives notice for respondent nos. 1 and 2.

JUDGE