

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD.

Office Memoranda of appearance, directions and orders.	Notes, of Court's orders and Registrar's	Office Coram, orders or Registrar's	Court's or Judge's orders.
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CIVIL APPLICATION NO. 3257 OF 2014
IN FAST/4979/2014

BHAUSAHEB CHUDAMAN PATIL AND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA THR. THE COLLECTOR
DHULE ANDOTHERS

...
Advocate for Applicants : Mr. Patil R. C.
AGP for Respondent Nos.1 and 2: Miss. R. P. Gour.
Advocate for Respondent No.3: Mr. S. S. Chillarge.

CORAM: T. V. NALAWADE, J.
DATED: 28th JANUARY, 2016.

PER COURT:

1. The application is filed for condonation of 1041 days delay caused in filing appeal. The original claimant wants to file appeal against judgment and order of Reference Court for enhancement of compensation. In view of the contents of the application and the submissions made, this Court holds that sufficient cause is shown. However, there will be question of paying interest at higher rate in respect of 1041 days if the amount is enhanced. In view of this circumstance, learned counsel for the owner, appellant makes a statement that he has given undertaking that the

Appellant will not be claiming interest in respect of this period if the compensation is enhanced. In view of this circumstance, the application is allowed. Delay is condoned subject to the condition that the claimant will not be entitled to get interest in respect of the period of 1041 days if the compensation amount is enhanced.

[T. V. NALAWADE, J.]

Dt.28/01/2016.
ans/3257