

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

(1) CA NO.6215/2016gr

**920 CIVIL APPLICATION NO. 6215 OF 2016
IN FAST/6592/2016**

WITH

CA/6219/2016 IN FAST/6672/2016

WITH

CA/6223/2016 IN FAST/6678/2016

WITH

CA/6235/2016 IN FAST/6681/2016

WITH

CA/6237/2016 IN FAST/6675/2016

THE EXECUTIVE ENGINEER, IRRIGATION PROJECT
MAJBUTIKARN DIVISION, OMERGA AND ORS
VERSUS
BHIMA MUKINDA MAMALE (JAMADAR)

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Advocate for Applicants : Mr.Karlekar Sujeet G.
Mr.A.B.Kale, Advocate for Respondents / original claimants.

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CORAM : P.R. BORA, J.
Dated: August 19, 2016

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PER COURT :-

1. Delay of 867 days has occurred in filing the present appeals by the acquiring body. Shri Karlekar, learned Counsel appearing for the acquiring body submits that in obtaining approval for filing the present appeals and in making the compliances, time was consumed and for aforesaid reasons, the appeals could not be filed within the stipulated period of limitation. Learned Counsel submits that there are valid grounds raised by the acquiring body in exception to the awards impugned in the

AGP/-

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(2) CA NO.6215/2016gr

present appeals. Learned Counsel further submits that the delay caused is unintentional and shall be condoned so as to provide an opportunity to the appellants / applicants for contesting the matters on merits.

2. Shri A.B.Kale, learned Counsel appearing for the original claimants though has opposed for condoning the delay, for the reasons stated in the applications which, according to me, are just and sufficient, the delay caused in filing the appeals is condoned. Civil Applications for condonation of delay stands disposed of.

3. The appeals be registered in accordance with law.

4. Issue notice to the respondents in the appeals returnable after six weeks. Shri A.B.Kale, learned Counsel, waives service for original claimants in all these appeals.

5. Place the appeals for admission after six weeks. S.O. to 29.9.2016.

(P.R. BORA, J.)

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AGP/-