

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

917 CIVIL APPLICATION NO. 4503 OF 2014
IN FAST/9513/2014 WITH CA/4504/2014 IN
FAST/9513/2014

THE STATE OF MAHARASHTRA
VERSUS
KACHARU DEOJI CHITALKAR AND OTHERS

...
Advocate for Applicant : Mr. G.O.Wattamwar AGP
Mr. Barde Parag Vijay, Adv For Resp 1 To 4

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CORAM : P.R. BORA, J.
Dated: September 22, 2016

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PER COURT :-

1) Heard. Delay of 537 days occurred in filing the appeal by the State. The learned Counsel appearing for the original claimants has opposed for condoning the delay, stating that no sufficient reasons are assigned in justification of the delay so caused.

2) On perusal of the application, I find that the delay is sufficiently explained and the State needs to be given an opportunity to contest the matter on merits. Hence, the delay is condoned. The appeal be registered in accordance with law. CA

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for condonation of delay stands disposed of.

3) Execution of the impugned Award shall stand stayed on condition that the appellant/applicant deposits the entire amount under the Award with the interest accrued thereon in this Court within a period of 12 weeks from the date of this order. CA for stay disposed of.

4) Issue notice in appeal to the respondents. Learned Counsel waives service for respondents.

5) Place the matter for admission after 12 weeks.

(P.R. BORA, J.)

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