

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

**CIVIL APPLICATION NO. 16130 OF 2015
IN
FIRST APPEAL ST NO. 31238 OF 2015**

Sumanbai W/o Balaji Gore

APPLICANT

V E R S U S

Kalyan S/o Shankarrao Kale & Anr.

RESPONDENTS

*Mr. Vijay B. Jogdand Patil, Advocate for the Applicant
Mr. D.P. Deshpande, Advocate for Respondent No. 2*

CORAM : A.V. NIRGUDE, J.

DATE : 22nd August, 2016

PER COURT :

1. For the reasons mentioned in the application, I am inclined to condone the delay, however, on the condition that the Appellant shall give an undertaking that in case the compensation is granted to him, he shall not claim interest from the date of Judgment of the Claims Tribunal till today. Undertaking to be filed within one week. Since the delay is condoned, Appeal can be heard finally at admission stage. The learned counsel for the Applicant agreed to make submissions finally on the next

date i.e. 19th September, 2016. Record and proceedings be called for.

Accordingly, Civil Application stands disposed of.

(A.V. NIRGUDE, J.)

srm/22/8/16