

FARAD CONTINUATION SHEET
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.489 OF 2016
IN
CIVIL REVISION APPLICATION (ST) NO.17173 OF 2016

The State of Maharashtra, through
The Special Land Acquisition Officer and Anr. .. Petitioners

vs.

Shri Mahadu Joma Mundkar (Deceased)
Through her legal heirs:
Shri Tukaram Mahadu Mundkar and Anr. .. Respondents

Mr.A.R.Patil, A.G.P. for the applicant

CORAM : K. K. TATED, J.
DATE : AUGUST 9, 2016

P.C.:

1 Heard the learned A.G.P. for the applicant.

2 This application is preferred by State of Maharashtra for condonation of 148 days delay in filing Civil Revision Application in First Appeal (ST) No.1637 of 2016.

3 It is not necessary to give notice to the other side because before issuing notice to the respondents in First Appeal, same stand rejected for not paying full court fees.

4 The learned A.G.P. for the applicant submits that in First Appeal,

the learned Registrar passed order on 4.1.2016 granting two weeks time to pay deficit court fees. That order was conditional order. As it remained on the part of applicant to pay court fees within stipulated time, First Appeal stands rejected. Hence, applicant preferred present Civil Application for condonation of delay in filing Civil Revision Application. He submits that this Hon'ble Court be pleased to condone the delay in filing Civil Revision Application. He submits that if delay is not condoned, irreparable loss and injury will be caused to the applicant.

5 Considering the submissions made by the learned A.G.P for the Applicant and the averments made in the Application, I am satisfied that the Applicant has made out a case for allowing the present Civil Application. Hence, following order:

A) Civil Application is allowed in terms of prayer clause (b) which reads thus:

“b) that this Hon'ble Court be pleased to condone the delay of 148 days in preferring the abovementioned Civil Revision Application in First Appeal (ST). No.1637 of 2016.”

B) Civil application stands disposed off accordingly.

JUDGE