

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, AT NAGPUR.**

CIVIL APPLICATION (CAF) NO.854 OF 2015

IN

FIRST APPEAL (STAMP) NO.317 OF 2015

(Maharashtra State Power Generation Co. Ltd. ..vs.. Smt. Sindhu Pandurang Mathure and others)

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri G.E. Moharir, Advocate for the applicant/appellant,
Shri P.S. Khubalkar, Advocate for the respondent Nos.1(1) to 1(3),
Shri M.A. Kadu, AGP for the respondent No.2.

CORAM : Z.A. HAQ, J.

DATED : 21-10-2016

Heard.

Accepting the explanation given in the additional
affidavit dated 06-10-2016, the delay of 1390 days in
filing the appeal is condoned

The civil application is allowed.

First Appeal (Stamp) No.317/2015.

Taken up for hearing on admission.

Notice for final disposal, returnable on
05-04-2017.

Shri P.S. Khubalkar, Advocate waives notice for
the respondent Nos.1(1) to 1(3).

Shri M.A. Kadu, Assistant Government Pleader
waives notice for the respondent No.2.

Call record and proceedings.

Civil Application No.855/2015.

Considering the facts of the case, the order passed on 20-02-2015 is modified and it is directed that the execution proceedings shall stand stayed if the appellant deposits the amount of compensation as per the impugned award, with the registry of this Court within three months.

The civil application is disposed in the above terms.

JUDGE

adgokar