

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (CAO) NO.430 OF 2016

IN

CROSS APPEAL ST. NO. 3484 OF 2015

IN

FIRST APPEAL NO.786 OF 2012

(SARASWATI RUSTUM BOKADE...VS..VIDARBHA IRRIGATION DEVELOPMENT CORPORATION & 2
OTHERS)

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

Court's or Judge's orders

Shri R.P.Masurkar,adv.h/f. Shri A.B.Kale, Adv.for applicant/ cross
objector.

Shri A.S. Agrawal, advocate for appellant/ respondent No.1.

Ms S.Z.Haider, A.G.P. for respondent Nos. 3 & 4.

CORAM : Z.A.HAQ, J.

DATED : AUGUST 22, 2016.

Shri A.S.Agrawal, advocate holding for Shri P.B.
Patil, advocate for the appellant opposes the application.

One of the argument on behalf of the appellant is
that if the delay is condoned, an undertaking be taken from
the respondents/ cross-objectors that they will not claim
interest for the period of 804 days i.e. the period of delay in
filing the cross-objection.

Accepting the reasons stated in the application
and keeping open the point of entitlement of the
respondents / cross-objectors regarding interest for the period
of 804 days, the delay in filing the cross-objection is
condoned.

The civil application is allowed.

CROSS OBJECTION ST.NO.3488/2015.**ADMIT.**

Shri A.S.Agrawal, advocate holding for Shri P.B. Patil, advocate waives notice for the respondent No.1 and Ms S.Z.Haider, A.G.P. waives notice for the respondent Nos. 2 and 3.

Office note dated 19th July, 2016 shows that the private paper book is filed by the appellant. The memorandum of cross-objection be included in the private paper book.

JUDGE

RRaut..

CERTIFICATE

I certify that this order uploaded is a true and correct copy of original signed order.

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