

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

CIVIL APPLICATION (CAF) NO.2238 OF 2015

IN

FIRST APPEAL ST. NO.6809 OF 2015

(DY. CHIEF ENGINEER (NIRMAN),AJNI MADHYA RAILWAY...VS..ARUN VITHOBA LEKURWALE &
ANR)

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

Court's or Judge's orders

Shri Anoop Parihar, Advocate for Applicant-Appellant.
Shri S.B.Bissa, A.G.P. for Respondent No. 2.

CORAM : Z.A.HAQ, J.

DATED : OCTOBER 05, 2016.

The appellant has filed appeal challenging the award passed by the reference Court enhancing the amount of compensation for 37 orange trees. There is delay of 612 days in filing the appeal and therefore, the application praying for condonation of delay is filed. The details explaining the delay are given in paragraph Nos. 2, 3 and 4 of the application. The averments in the application show that the decision to challenge the impugned award dated 16th March, 2013 was taken after receiving the opinion of Law Officer on 23rd May, 2013. It is stated that the relevant documents were sent to the Standing Counsel of the Corporation before the High Court on 14th September, 2014. There is no explanation for not taking steps for the period of almost 16 months. The explanation given by the appellant is not sufficient to condone the inordinate delay.

The application is dismissed, consequently the First Appeal is rejected.

JUDGE

CERTIFICATE

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