

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

Civil Application [CAF] No.639 of 2016
in
First Appeal Stamp No.10087 of 2014

(Namdeo Ganpat Shelke and another

vs.

State of Maharashtra, represented by Collector, Buldana and others)

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*Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.*

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Court's or Judge's Orders

*Shri S.U. Bhuyar, Advocate for the Applicants/Appellants.
Shri N.R. Rode, A.G.P. for Respondent Nos.1 and 2.*

CORAM : S.B. SHUKRE, J.
DATE : 21st DECEMBER, 2016.

Heard.

It is stated in the application that because of ignorance of law, the delay has occurred in this case. The grounds so taken cannot be obviously accepted as a legal justification for the reason. However, a close perusal of the application discloses that there are some other grounds, which are taken by the applicants which, in my view, would constitute a sufficient cause. Therefore, this application deserves to be allowed conditionally.

The application is allowed. The delay is condoned subject to the condition that the applicants shall furnish to this Court a written undertaking that they shall forgo to the interest on the enhanced compensation, if any, from the date of the award passed by the Reference Court till final disposal of the appeal.

The appeal be registered. The application is disposed of accordingly.