

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

Civil Application [CAF] No.2326 of 2014
in
First Appeal Stamp No.10114 of 2014

(V.I.D.C., through Executive Engineer vs. Khushal Shankar Gulhane and others)

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

Court's or Judge's Orders

Shri A.S. Agrawal, Adv. h/f Shri P.B. Patil, Adv. for Appellant.
 Shri A.B. Nakshane, Adv. for Respondent No.1.
 Shri M.M. Ekre, A.G.P. for Respondent Nos.2 and 3.

CORAM : R.K. DESHPANDE, J.

DATE : JANUARY 6, 2016.

Heard.

After going through the averments made in the
 application, which remains uncontroverted, I am satisfied that
 the leave is required to be granted to file the appeal.

Hence, the application is allowed and disposed of
 as such.

Civil Application [CAF] No.2327 of 2014 :

The notices were issued in this matter to the
 respondents. They are all served. No reply is filed. The delay
 caused of 602 days is on the ground of procedural aspect. The
 same can be condoned and the respondent-claimant can be
 compensated by payment of costs.

Hence, in this matter, the appellant shall pay costs of Rs.3,000/- to the claimant. The delay caused is condoned. The civil application stands disposed of.

First Appeal Stamp No.10114/2014 :-

Heard.

ADMIT.

Shri Ekre, the learned Assistant Government Pleader waives service of notice for respondent Nos.2 and 3.

Call for record and proceedings.

Civil Application [CAF] No.2328 of 2014 :

The appellant has deposited the entire decretal amount in this Court. Hence, the interim order passed by this Court shall continue to operate pending the decision of the appeal.

The civil application stands disposed of.

JUDGE

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