

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

CIVIL APPLICATION (CAF) NO.619 OF 2016

IN

FIRST APPEAL STAMP NO.11020 OF 2015

(V.I.D.C. through its Executive Engineer, Minor Irrigation Division No.2, Akola ..vs.. Mahada Ramji
Dhandare and another)

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

Court's or Judge's orders

CORAM : Z.A. HAQ, J.

DATED : 23-08-2016

The appellant (acquiring body) has filed appeal challenging the award passed by the reference Court. The Land Acquisition Officer had granted compensation at the rate of Rs.34,000/- per hectare for 1 Hectare 29 R. of agricultural land. The reference Court has held that the claimant is entitled for compensation at the rate of Rs.36,000/- per acre.

The difference in the amount of compensation for land is Rs.47,202/-.

2. As there is delay of about 971 days in filing the appeal, this civil application is filed praying for cononation of delay. The explanation for delay is given in paragraph Nos.2 to 8 of the application. It is submitted that in connected first appeal arising out of award passed in the proceedings pursuant to the same notification and for the same project, this Court has

condoned the delay.

However, in the facts of the present case, I am not satisfied that the appellant has been able to establish that he was prevented by sufficient cause from filing the appeal earlier.

The civil application is dismissed.

Consequently the first appeal is rejected. No costs.

JUDGE

adgokar

CERTIFICATE

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

Uploaded by : P.M. Adgokar.

Uploaded on : 24-08-2016.

P.A. to Hon'ble Judge.