

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

(1) CA NO.5743/2012gr

**918 CIVIL APPLICATION NO. 5743/2012 IN
FAST/3481/2012**

WITH

CA/5744/2012 IN FAST/3481/2012

WITH

CA/5747/2012 IN FAST/3486/2012

WITH

CA/5748/2012 IN FAST/3486/2012

THE EXECUTIVE ENGINEER, MINOR IRRIGATION DIV. BEED
VERSUS
KASTURBAI SHRIPATI THORAT AND ANR.

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Advocate for Applicant : Mr.Chawre Anand
AGP for Respondent State: Mr. S.N.Ganachari
Mr.Naikwade Shivaji K., Adv., for respondent/claimant.

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CORAM : P.R. BORA, J.

Dated: June 20, 2017

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PER COURT :-

1. Though the applications for condonation of delay are filed in the year 2012, till date, some of the respondents are still unserved. Today, in companion matters this Court has dismissed the appeals filed by the acquiring body. In view of the fact that the present appeals are also arising out of the same acquisition proceedings and the acquired lands are from the same village, it does not appear to me that there is any propriety now in keeping the present matters pending. Ultimately, even if the unserved respondents are served and appear before the Court and the delay is condoned and the matters are heard on merits, the decision may

agp/-

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be the same as has been delivered in the earlier appeals today by this Court. In the circumstances, for the reasons recorded in FAST No.3497/2012 and connected matter, the present applications and First Appeals on Stamp also stand dismissed.

(P.R. BORA, J.)

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