

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

917 CIVIL APPLICATION NO. 9163 OF 2016
IN FAST/16383/2016

KALYAN DIGAMBAR GHOGARE DIED THR LRS INDUBAI AND
ANR
VERSUS
THE STATE OF MAHARASHTRA AND ORS

...
Advocate for Applicants : Mr Khiste P.v.
AGP for Respondents: Mr G O Wattamwar
Advocate for Respondents : Mrs R D Reddy

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CORAM : V.K. JADHAV, J.
Dated: February 24, 2017
...

PER COURT :-

1. Heard both sides.
2. Learned counsel for the applicant submits that, due to drought situation and financial constraints, the applicant could not prefer the appeal within limitation and thus delay of 556 days caused in filing the appeal.
3. Learned counsel appearing for respondent no.3 Acquiring body strongly resisted the application.
4. In view of the submissions made on behalf of the applicant and for the reasons stated in the application, delay of 556 days caused in filing the appeal is hereby condoned. Civil application is allowed and accordingly disposed of.
5. In appeal, issue notice to the respondents. Learned AGP waives notice for respondent State, learned counsel waives notice for respondent no.3 acquiring body.
6. Call record and proceeding.

(V.K. JADHAV, J.)

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