

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

20 CIVIL APPLICATION NO. 9398 OF 2017
IN FAST/20490/2017 WITH CA/9396/2017 IN FAST/20625/2017

THE EX. ENGINEER, L.M.I. LATUR

VERSUS

DAGADU SAHEB LIMBAJI DHENGALE AND ORS

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Advocate for Applicant : Mrs. Chincholkar Surekha G.

Advocate for respondent No. 1 : Mr. Chillarge S.S.

AGP for Respondents No. 2 and 3: Mr. B.A. Shinde.

CORAM : K. L. WADANE, J.

DATE : 6th September, 2017

ORDER:

1. Heard Mrs. Chincholkar learned counsel appearing for the applicant, Mr. Chillarge, learned counsel appearing for the respondent No. 1 and Mr. Shinde learned A.G.P. for the respondents No. 2 and 3.

2. This is an application for condonation of 544 days delay caused for filing appeal. From the reasons/grounds mentioned in the application it appears that, the applicant is a Minor Irrigation Division, working at Latur. It has to discharge various official duties being the officers of the Corporation including financial, administrative and implementation of the various schemes etc. It requires some time for advice and instructions from the Higher Authorities and also some time was consumed for getting court-fees. In that

process the delay is caused.

3. The learned counsel appearing for the respondents opposed this application.

4. For the reasons stated in the application, the delay caused for filing appeal is condoned.

5. Civil Applications are disposed of.

6. In the first appeal issue notice to the respondents. Mr. Chillarge, learned counsel waives notice for respondent No. 1 and learned A.G.P. Waives notice for respondents No. 2 and 3.

7. The learned counsels appearing for the parties are ready for final hearing. Since the similar issue is adjudicated in the connected matters, hence list this appeal for final hearing in the week commencing from 18.09.2017.

(K. L. WADANE, J.)

mkd