

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 3713 OF 2011
IN
CIVIL APPLICATION NO. 1049 OF 2001
IN
FIRST APPEAL (STAMP) NO. 26867 OF 1997

The State of Maharashtra .. Applicant
vs.
Shri Pandharinath S. Kasale (Kamle)
(deceased) (since deceased through
L.Rs.) Vijay P. Kasale (Kamle) & Ors. .. Respondents

Mr. A. A. Palkar – AGP for Applicant / Appellant.

CORAM : M. S. SONAK, J.
DATE: 16 JANUARY 2017

P.C :

1] Although the delay appears to be inordinate, the State has explained that the learned Government Pleader acquired knowledge that the sole respondent has expired on or about 25 February 2011 when the notices issued to the sole respondent were returned with the Bailiff's remark that sole respondent has expired. Between 25 February 2011 and 28 April 2011 i.e. the date on which this civil application was filed, the Government Pleader has addressed letters to the Land Acquisition Officer seeking for information with regard to the legal representatives. In these circumstances, the delay, though inordinate, can be said to have been sufficiently explained. Accordingly, the civil application is

allowed in terms of prayer clauses (b), (c) and (d). Necessary amendment to be carried out within two weeks from today.

2] Civil application is disposed of.

(M. S. SONAK, J.)

Chandka