

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION NO.1929 OF 2017
IN FIRST APPEAL ST. NO.944 OF 2017

(Executive Engineer (VIDC), Minor Irrigation Division, Washim vs. Mahesh s/o Damodhar Bhutada and another)

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

Smt. Patil, Advocate for applicant.
Shri M.A. Kadu, Assistant Government Pleader for
respondent no.2.

CORAM : P.N. DESHMUKH, J.
DATED : OCTOBER 10, 2017

None for respondent no.1 though appears to
be served.

Heard Smt. Patil, learned Counsel for
applicant, and Shri Kadu, learned Assistant Government
Pleader for respondent no.2.

This application is filed by applicant for
condonation of 123 days' delay caused in preferring first
appeal against judgment and decree dated 4/3/2016
passed by learned Civil Judge, Senior Division, Link
Court, Mangrulpir in L.A.C. No. 115/2013 .

For the grounds mentioned in the application
and as there appears no intentional delay caused, delay
is condoned. The application is allowed.

CIVIL APPLICATION NO. 1930 OF 2017

Heard Smt. Patil, learned Counsel for
applicant, and Shri Kadu, learned Assistant Government

Pleader for respondent no.2. None for respondent no.1 though appears to be served.

By this application, it is prayed that execution of judgment and decree dated 4/3/2016 passed by learned Civil Judge, Senior Division, Link Court, Mangrulpir in L.A.C. No. 115/2013 be stayed.

It appears that applicant has deposited the entire decretal amount as per order dated 6/7/2017 passed by this Court. In that view of the matter, there shall be stay to execution of judgment and decree dated 4/3/2016 passed by learned Civil Judge, Senior Division, Link Court, Mangrulpir in L.A.C. No. 115/2013.

The application is disposed of.

JUDGE

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