

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

CIVIL APPLICATION NO.1898 OF 2017
IN FIRST APPEAL ST.NO.1562 OF 2017

(Vidarbha Irrigation Development Corporation vs. Vithal Janglu Mogre and others)

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

Smt. U.A. Patil, Advocate for applicant.
Shri T. Bhatt, Advocate for respondent no.1.
Shri M.J. Khan, Assistant Government Pleader for
respondent nos.2 and 3.

CORAM : P.N. DESHMUKH, J.

DATED : NOVEMBER 21, 2017

Heard learned Counsel for the parties.

This application is filed by applicant/
appellant for grant of leave to file appeal.

It is submitted by Smt. Patil, learned Counsel
for applicant, that applicant was not party to the
reference proceedings, but wants to challenge the
judgment dated 18/4/2015 passed by 3rd Joint Civil
Judge, Senior Division, Nagpur in L.A.C. No. 264/2004
as the land acquisition proceedings were initiated at the
request of Executive Engineer, Minor Irrigation Division,
Nagpur and after award was passed, the project was
transferred to applicant Vidarbha Irrigation Development
Corporation.

For the grounds mentioned in the
application, leave to file appeal is granted. The civil
application is disposed of as allowed.

CIVIL APPLICATION NO.3205/2017

Heard learned Counsel for the parties.

This application is filed for condonation of 545 days' delay caused in preferring appeal.

For the grounds mentioned in para 2 of the application, delay is found satisfactorily explained and hence, same is condoned. The application is allowed.

CIVIL APPLICATION NO.3206 OF 2017

On the application of Shri Bhatt, learned Counsel for respondent no.1, stand over to 5/12/2017 for reply.

Smt. Patil, learned Counsel for appellant, makes a statement that entire decretal amount as per impugned judgment has been deposited with the Registry of this Court.

JUDGE

khj