

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

CIVIL APPLICATION (CAF) NO.2162 OF 2017
IN
CIVIL APPLICATION NO. (CAF) NO. 4103 OF 2016
IN
FIRST APPEAL NO.8430 OF 2016

(Vidarbha Irrigation Development Corporation through its Executive Engineer,
Khamgaon. Vs. Sheshrao Daulat Pajayi & anr.)

*Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.*

Court's or Judge's orders.

Shri. J. B. Kasat, Advocate for Appellant.
Shri. U. J. Despande, Advocate for respondent no.1
Shri. A. R. Chutke, AGP for Respondent no.2

CORAM : **DR. (SMT.) SHALINI PHANSALKAR-JOSHI, J.**
DATE : **17th JULY, 2017.**

Learned counsel for appellant submits that he has received the possession receipt and he will be filing the same within a week.

It is submitted by learned counsel for the appellant that entire amount of compensation is deposited in the Court.

In view thereof, the stay is granted to the execution of the impugned judgment and order of the Reference Court till decision of the appeal.

The application is disposed of

CIVIL APPLICATION NO. (CAF) NO. 4103 OF 2016

As the applicant is an acquiring body and its presence is necessary for decision of the controversy

involved in this case, the leave is granted to file appeal.
Application is accordingly allowed and disposed of.

CIVIL APPLICATION (AF) NO. 2161 OF 2017

This is an application seeking condonation of delay of 220 days in preferring the appeal.

Respondent no.1 is duly served and appeared through Advocate. Learned A.G.P. is appearing for respondent no.2.

For the reasons stated in paragraphs-3 and 4 of the application, as sufficient cause is made out, the delay is condoned and the application is allowed and disposed of with no order as to costs.

FIRST APPEAL STAMP NO. 8430 OF 2016

Heard.

Admit.

Call Record and proceedings.

Appellant to file private paper-book within six months after receipt of record and proceedings.

Learned A.G.P. waives service of notice for respondent no.2.

Notice to respondent no.1 is waived by learned Advocate Shri. Deshpande.

JUDGE