

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

FIRST APPEAL NO.564 OF 2016

(The Executive Engineer, Khadakpurna Project Division, Deulgaon Raja, Dist. Buldana
Vs. Madhukar Narsingrao Dandge (Deshmukh) and others)

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

Court's or Judge's orders.

Shri S.S. Godbole, Advocate for Appellant.
Shri S.D. Dharaskar, Advocate h/f Shri K.S. Narwade, Advocate for
Respondent No.1.
Ms. Shamsi Haider, AGP for Respondent Nos.2 & 3.

CORAM: DR. (SMT.) SHALINI PHANSALKAR-JOSHI, J.

DATE: 1st AUGUST, 2017.

Civil Application (O) No.940/2017:

This is an application filed by the claimant seeking condonation of delay in filing the cross-objection.

Learned counsel for respondent-claimant fairly concedes that having regard to the length of the delay of 314 days. The appellant-respondent will not claim the interest for the delayed period on the enhanced amount of compensation.

In view thereof, in the light of the judgment of the Apex Court in the case of *Imrat Lal vs. Land Acquisition Officer* reported in 2013 DGLS (SC) 1065, the application for condonation of delay is allowed subject to condition of respondent being not entitled to claim interest for the delayed period on the enhanced amount of compensation.

The application is accordingly allowed and disposed of.

Cross-Objection Stamp No.8165/2017:

Heard.

Admit.

To be decided along with the appeal.

JUDGE

NSN