

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

CIVIL APPLICATION (CAO) NO.1946 OF 2016
IN
CROSS OBJECTION ST. NO.14582 OF 2016
IN
FIRST APPEAL NO.935 OF 2012

VIDC Thr. Its Executive Engineer, Bembla Project Division, Yavatmal
-vs-
Hansraj s/o Sakharamji Pise and ors.

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

Court's or Judge's Orders.

Shri J. B. Kasat, Advocate for appellant.
Shri A. B. Nakshane, Advocate for respondent/applicant.
Ms M. S. Naik, AGP for respondent Nos.2 and 3.

CORAM : A.S.CHANDURKAR, J.
DATE : March 03, 2017

By this application it is prayed that the delay in filing the cross-objection be condoned. It is stated in the application that the cross-objector is aged about eighty years and has not received the amount of compensation till filing of the application. It is therefore prayed that the delay be condoned.

The application is opposed by the learned counsel for respondent No.1/VIDC by stating that the reasons as assigned are not sufficient.

Considering the fact that the claimant has not yet received the amount of compensation, the delay in filing cross-objection is condoned subject to the claimant not being entitled for interest on the amount of compensation if enhanced for the period from 17/03/2011 till date. Delay in filing cross-objection is condoned in aforesaid terms.

Cross Objection St. No.14582 of 2016

Heard.

Admit.

Shri J. B. Kasat, learned counsel waives notice on behalf of respondent No.1/VIDC. Ms M. S. Naik, learned Assistant Government Pleader waives notice on behalf of respondent Nos.2 and 3.

In view of order passed on CAO No.1946/2016, the claimant would not be entitled for interest on the amount of compensation if enhanced for the period from 17/03/2011 till 03/03/2017.

JUDGE