

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

CIVIL APPLICATION (F) NO.3907 OF 2016
IN
FIRST APPEAL STAMP NO.16140 OF 2016

(Executive Engineer, Lower Pus Project, Pusad, Dist. Yavatmal and another Vs.
Dhanraj Babanrao Rathod 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 Anoop Parihar, Advocate for Appellants.

CORAM: SMT. DR. SHALINI PHANSALKAR-JOSHI, J.
DATE: 27th JUNE, 2017.

Heard learned counsel for the appellant,
learned counsel for respondent No.1 and learned A.G.P.
for respondent Nos.2 and 3.

For the reasons stated in para No.2 and 3 of
the application, as the sufficient cause is made out, the
delay in filing of this appeal is condoned.

The application is allowed with no order as to
costs.

Civil Application (F) No.3908/2016:

Subject to condition of appellant depositing
the entire decretal amount of the compensation within
a period of eight weeks from today.

The stay is granted to the execution of the

impugned judgment and decree passed by the Reference Court till decision of the appeal.

In case of failure on the part of appellant to deposit the amount within stipulated period the stay shall stand automatically vacated without further reference to the Court.

The application is disposed of.

First Appeal Stamp No.16140/2016:

Heard.

Admit.

Call for R & P.

Appellant to file private paper-book within a period of six months, after the receipt of R & P. Learned counsel for respondent No.1 waives service of notice and learned Assistant Government Pleader waives service of notice for respondent Nos.2 and 3.

JUDGE