

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

**CIVIL APPLICATION (F) NO.1445 OF 2017**  
**IN**  
**FIRST APPEAL STAMP NO.23589 OF 2016**

(Executive Engineer, Lower Wardha Project, Wardha Vs. Nirmalabai Premkishore  
Agrawal and others)

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

*Court's or Judge's orders.*

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Shri S.K. Bhoyar, Advocate for Appellant.  
Ms. Shamsi Haider, AGP for Respondent Nos.4 & 5.

**CORAM: DR. (SMT.) SHALINI PHANSALKAR-JOSHI, J.**  
**DATE: 19<sup>th</sup> JULY, 2017.**

Heard learned counsel for appellant, respondent Nos.1 to 3 are served, but not present. Learned A.G.P. for respondent Nos.4 and 5.

This is an application for condonation of delay.

For the reasons stated in para 3 and 4 of the application, as sufficient cause is made out, the delay in preferring the appeal is condoned.

The application is allowed with no order as to costs.

**First Appeal Stamp No.23589/2016:**

Heard.

**Admit.**

Call for R & P.

The appellant to file private paper-book within a

period of six months, after the receipt of R & P.

Ms. Shamsi Haider, the learned A.G.P. waives service of notice for respondent Nos.4 and 5.

**JUDGE**

NSN