

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

C.A.F. No. 590/2016 IN FIRST APPEAL ST. No. 25031/2015

V.I.D.C. THROUGH ITS EXE. ENGINEER, ARUNAVATI PROJECT DIVISION, DIGRAS -vs-
GIRJABAI BHAWANI DONGE AND OTHERS.

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, counsel for applicant.
Shri M.A. Kadu, AGP for respondent nos.2 and 3.

CORAM : DR S.S.PHANSALKAR-JOSHI, J.
DATE : JUNE 19, 2017

Heard learned counsel for applicant.

As applicant is acquiring body, it's presence is
necessary in the matter.

Application is allowed and leave is granted to
the applicant to file the appeal.

C.A.F. No. 2185/2016.

Heard learned counsel for applicant.

Though the delay is of substantial period of
1233 days, for the reasons stated in para no.3 of the
application, as the sufficient cause is made out and as
respondent no.1, the contesting defendant has remained
absent though duly served with notice and as the
applicant has deposited entire decretal amount in the
Court, in the interest of substantial cause of justice, the
delay is condoned with no order as to costs.

Application is allowed and finally disposed of.

FIRST APPEAL ST. No. 25031/2015,

Heard.

ADMIT.

Call for Record and Proceedings.

Learned AGP waives service of notice on respondent nos.2 and 3.

Appellant to file private paper book within six months after receipt of Record and Proceedings.

JUDGE