

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

**CIVIL APPLICATION (CAF) NO.100 OF 2017**

**IN**

**FA ST.NO.25070 OF 2016**

**MSRTC, THR ITS DIVISIONAL CONTROLLER, BHANDARA**

**..VS..**

**ANKUSH PATHAK**

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

Court's or Judge's Order

Shri V.H. Kedar, counsel for the applicant.  
Shri A.V. Muley, counsel for the non-applicant.

**CORAM : N.W. SAMBRE, J.**

**DATED : APRIL 12, 2017.**

Heard.

This is an application for condonation of delay  
of 142 days caused in filing the first appeal.

Learned counsel for the non-applicant has  
strongly opposes the application.

However, looking to nature of reasons as stated  
in the application that delay occurred is on administrative  
grounds, same stands condoned.

The civil application is allowed and disposed of  
as such. Office to register the first appeal.

.....2/-

FA ST.NO.25070/2016

Heard.

ADMIT.

Learned counsel waives notice for the non-applicant.

Learned counsel undertakes that he shall file paper-book within a period of 6 months from today. If learned counsel fails to file the same, the appeal shall stand dismissed without further reference to this Court.

CAF No.101/17

Heard.

Since learned counsel for the appellant states that as 75% of the amount is already deposited before this Court, stay to the execution of the impugned Award stands confirmed.

The application is disposed of as such.

CAF NO.1649/17

Heard.

This application is for permission to withdraw the amount deposited before this Court.

Upon non-applicant furnishing an usual undertaking to the satisfaction of the Registrar (J) of this

Court, non-applicant is permitted to withdraw 50% of the deposited amount.

The application stands disposed of in above terms.

FA ST.NO.25070/2016

By consent of learned counsel for both parties, matter be placed before the next National Lok Adalat.

**JUDGE**

!! BRW !!

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