

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**949 CIVIL APPLICATION NO. 4854 OF 2018
IN FAST/6784/2018**

THE EX. ENGINEER, NIMNA DUDHANA PROJECT DIV. SAILU,
PARBHANI
VERSUS
DATTATRAYA UMAJI BIDVE AND ORS

...
WITH

**950 CIVIL APPLICATION NO. 4856 OF 2018
IN FAST/6780/2018**

THE EX. ENGINEER, NIMNA DUDHANA PROJECT DIV. SAILU,
PARBHANI
VERSUS
SATYANARAYAN UTTAM BIDVE AND ORS

...
Advocate for Applicant : Shri Ram B. Deshpande
AGP for Respondents - State : Smt.S.S.Raut
Advocate for Respondents/claimants : Shri M.P. Tripathi

...

CORAM : P.R.BORA, J.

DATE: 19th September, 2018

PER COURT:-

1 Heard Shri Ram B. Deshpande, learned Counsel for the applicant and Shri M.P.Tripathi, learned Counsel appearing for respondents - claimants. Delay of 584 days has occurred in filing First Appeal (Stamp) No.6784 of 2018, whereas the delay of 393 days has occurred in filing the First Appeal (Stamp) No.6780 of 2018.

2 Though, the learned Counsel appearing for the respondents - claimants has opposed for condoning the delay, the reasons as are assigned in the applications are sufficient to condone the delay. I am therefore, inclined to allow both the applications. Hence, the following order:-

ORDER

- I) Civil Application Nos.4854 of 2018 and 4856 of 2018 are allowed.

- II) The delay caused in filing the Appeals is condoned.

- III) Appeals be registered in accordance with law.

- IV) On registration of Appeals, issue notice to the respondents. Learned Counsel Shri M.P.Tripathi waives service for respondents - original claimants. Learned AGP Smt.S.S.Raut waives service for respondents – State. Service complete.

- V) List both the Appeals for further consideration on 17.10.2018.

(P.R.BORA)
JUDGE