

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

**935 CIVIL APPLICATION NO. 8234 OF 2018
IN FAST/8914/2018**

THE EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION
(SHEKAPUR STORAGE TANK) OSMANABAD
VERSUS
NARAYAN GANPATRAO JADHAV

...
Advocate for Applicant : Shri P.G. Rodge
Advocate for Respondents : Shri S.A.Wakure

...
CORAM : P.R. BORA, J.
Date: August 28, 2018

...

PER COURT :-

1 Heard Shri P.G.Rodge, learned Counsel appearing for the applicants.

2 Though, Shri S.A.Wakure, learned Counsel appearing for the respondent opposed for condoning the delay stating that huge delay occurred in filing the appeal has not been properly explained, on perusal of the application, it is noticed that the Acquiring Body has assigned sufficient explanation for not filing the appeal within the stipulated period of limitation. As such, I am inclined to allow the present application. Hence, the following order:-

ORDER

- I) The delay caused in filing the appeal is condoned.
- II) Civil application stands disposed of.

III) Appeal be registered in accordance with law. After registration of appeal, issue notice to the respondent.

IV) Shri S.A.Wakure, learned Counsel waives notice for the sole respondent.

V) Service complete.

VI) List the appeal on 25.09.2018 for further consideration.

(P.R.BORA)
JUDGE

SPT