

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

**908 CIVIL APPLICATION NO.11183 OF 2018
IN FAST/13301/2018**

EXECUTIVE ENGINEER IRRIGATION PROJECT
STRENGTHENING DIVISION OMERGA

THR M.K.V.D.C. PUNE AND ANR

..Applicants

VERSUS

ASHOK SHAMRAO JADHAV

..Respondent

...

Advocate for Applicants : Shri S.G. Karlekar

Advocate for Respondent : Shri S.A. Wakure

...

CORAM : P.R. BORA, J.

Dated: September 29, 2018

PER COURT :

1. Issue notice to the respondent. Learned Advocate Shri S.A. Wakure waives service of notice for the respondent.

2. The learned Counsel appearing for the respondent though has opposed for condoning the delay, on perusal of the application, it is revealed that, the delay of 1017 days has been sufficiently explained. I am, therefore, inclined to allow this application. Hence the following order.

ORDER

(i) The application is allowed.

(ii) The delay caused in filing the appeal is condoned. The appeal be registered in accordance with law. Civil Application stands disposed of.

(iii) On registration of the appeal, issue notice to the respondent. Learned Advocate Shri Wakure waives service of notice for respondent. Service complete.

(iv) List the First Appeal for further consideration after eight weeks.

(P.R. BORA, J.)