

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

**969 CIVIL APPLICATION NO. 12206 OF 2016
IN FAST/15214/2016 WITH CA/12207/2016 IN
FAST/15214/2016**

THE EXECUTIVE ENGINEER, MEDIUM PROJECT DIVISION, NANDED
THR GMIDC AURANGABAD

VERSUS

NIVRATI TIKARAM PAPALWAD AND ORS.

...

Advocate for Applicants : Shri Sudhir G. Bhalerao
AGP for Respondents - State : Shri A.M. Phule
Advocate for Respondent No.1 : Shri K.M. Nagarkar

...

CORAM : P.R.BORA, J.

DATE: 16th October, 2018

PER COURT:-

1 Heard learned Counsel for the Acquiring Body, learned Counsel appearing for respondent No.1 - claimant and the learned AGP for respondent Nos.2 and 3,

2 The learned Counsel for respondent No.1 - claimant though, has opposed for condoning the delay, for the reasons stated in the application, which according to me are just and sufficient, delay of 1004 days caused in filing the appeal is condoned.

3 Civil Application No.12206 of 2016 stands disposed of.

4 Appeal be registered in accordance with law.

5 On registration of appeal, issue notice to the respondents.

Shri K.M.Nagarkar waives service of notice for respondent No.1 – claimant. Shri A.M.Phule, learned AGP waives service of notice for respondent Nos.2 and 3. Service complete.

6 Place the matter for further consideration on 21.11.2018.

7 The execution of the award impugned in the present appeal shall stand stayed subject to deposit of entire amount under the said award by the Acquiring Body alongwith interest accrued there on, in this Court, within a period of three weeks.

(P.R.BORA)
JUDGE

SPT