

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

936 CIVIL APPLICATION NO.9062 OF 2017
IN FAST/20140/2017

MADHAV MANIKRAO HUKKE
VERSUS
THE STATE OF MAHARASHTRA THR THE COLLECTOR, OSMANABAD AND
ANR

...
Advocate for Applicant : Mr.Devakate Anant R.
AGP for Respondent No. 1: Mr. S.N. Morampalle
...

CORAM : SUNIL K.KOTWAL, J.

DATE : DECEMBER 07, 2018

O R D E R :

Heard learned counsel for applicant and
learned AGP for respondent No. 1.

2. Learned AGP objects for condonation of delay
on the ground that no reasonable cause is assigned for
condonation of delay.

3. After going through para no. 4 of the
application, it emerges that the delay was caused as
the applicant himself was ill and even he was engaged
in the treatment of his ailing wife.

4. Applicant is also ready to waive interest on
the compensation amount for the period of delay.

5. Considering the age of the applicant, reasons assigned for condonation of delay are acceptable. Therefore, this application for condonation of 2671 days delay, is allowed in terms of prayer clause 'B', subject to condition that applicant shall file separate written undertaking in First Appeal, regarding waiver of interest for the period of delay, within the period of eight weeks from the date of passing of this order.

6. Civil application is disposed of.

7. First Appeal (St) No. 20140 of 2017 be registered.

8. Issue notices to respondents.

9. Learned AGP waives service of notice for respondent No.1.

10. Record and proceeding be called.

11. Stand over to 20.2.2019.

[SUNIL K.KOTWAL, J.]

mahajansb/