

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

5 CIVIL APPLICATION NO. 11616 OF 2017
IN FAST/24591/2017

MUNICIPAL CORPORATION AURANGABAD
THR MUNICIPAL COMMISSISONER
VERSUS
GAZI SALAHUDDIN AHEMAD ANSARI AND OTHERS

Advocate for Applicant : Mr. S.S. Tope (Absent)
AGP for Respondent/State : Mr. A.P. Basarkar
Advocate for Respondent No. 1 & 2 : Mr. S.P. Vakil

CORAM : A.M. DHAVALÉ, J.

DATE: 31st JULY, 2018

PER COURT:-

1. There is counter appeal filed by the Municipal Corporation in which there is delay of 232 days. The Corporation cannot cause huge delay on the ground of time default of procedural formalities. Since the appeal of the claimant has been admitted by condonation of delay, the delay in the present matter is condoned in the interest of justice subject to the costs of Rs. 5,000/-.
2. On payment of costs i.e. within two weeks, the Appeal be registered.

3. Civil Application stands disposed of.

(**A.M.DHAVALA, J**)

mta