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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION  
CIVIL APPLICATION NO.2693 OF 2016  
IN  
FIRST APPEAL NO.223 OF 1992**

Kana Nagu Mhatre (decd)  
through legal heirs

... Applicant

V/s.

Special Land Acquisition  
Officer,

... Respondent

Mr. Suresh M Kamble, for the applicant.

Mr. Y. Y. Dabke, for respondent .

**CORAM : DR.SHALINI PHANSALKAR-JOSHI, J.**

**DATE : 25<sup>th</sup> OCTOBER, 2018.**

**P.C. :**

1] This application is for condonation of delay of 5 years and 344 days in filing the appeal.

2] Learned AGP appearing on behalf of respondent resist the same as no sufficient reason is given for condonation of delay.

3] Learned counsel for applicant, however, submits that having regard to the enhanced rate of compensation in the connected Appeal, this appeal can be entertained and hence in the interest of substantive cause of justice, application for condonation of delay is allowed subject to depositing costs of Rs.5,000/-, in this Court, within a period of four weeks from today.

4] Application is disposed off.

**[DR.SHALINI PHANSALKAR-JOSHI, J.]**