

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR

CAF NO.1752/2018 AND CAF NO.2198/2018 IN FA ST.NO.5180/2018
Vidarbha Irrigation Development Corporation, thr. Executive Engineer, Canal
Division, Bembla Project, Yavatmal, District Yavatmal

..VS..

Smt. Prabhavati Vasantrao Nunnewar and ors

.....
Office Notes, Office Memoranda of Coram,
appearances, Court orders or directions
and Registrar's orders

Court's or Judge's Order

Shri M.A. Kadu, Adv. h/f Mrs. Anjali Joshi, Counsel for the
applicant.

Shri A.M. Balpande, AGP for non-applicant Nos.2 and 3.

CORAM : V.M. DESHPANDE, J.

DATED : OCTOBER 8, 2018.

1. This application is moved by the VIDC for grant of
leave to file an appeal.

2. Heard Adv. Shri M.A. Kadu h/f learned counsel
Mrs. Anjali Joshi for the applicant and learned Assistant
Government Pleader Shri A.M. Balpande for non-applicant
Nos.2 and 3.

3. On 27.6.2018, Notices on this application were
issued to the non-applicants. In spite of service, nobody is
appearing for non-applicant No.1.

4. In view of the law laid down by the Honourable
Apex Court in the case of Vidarbha Irrigation Development
Corporation ..vs.. Santosh Janba Warghane, reported at
2017(4) Mh.L.J. 64, leave to file the appeal is granted.

5. The civil application stands disposed of accordingly.

CAF NO.2198/2018

1. This is an application for condonation of delay in preferring the appeal. Delay is of 398 days.
2. Heard learned counsel for the applicant and learned AGP for the State.
3. On 27.6.2018, Notices on this application were issued to the non-applicants. In spite of service, nobody is appearing for non-applicant No.1 and has not controverted statements of facts made on affidavit.
4. In that view of the matter, the civil application stands allowed and disposed of. Office is directed to register the first appeal.

FA ST.NO.5180/2018

1. Heard.
2. ADMIT.
3. The record and proceedings be called for.
4. Learned AGP Shri A.M. Balpande waives service for respondent Nos.2 and 3.

JUDGE

!! BRW !!

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