

IN THE COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR
CIVIL APPLICATION (F) NOS. 4864/2017 & 4866/2017

IN
FIRST APPEAL NO...../2017
(Executive Engineer, Bembla Project Yavatmal vs. Udhao Gopal Sasankar
and others)

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

Court's or Judge's order

.....
Mr. M.A. Kadu, Adv. for appellant/applicant
Respondent no.1 served
Mr H.D. Dubey, AGP. for respondents 2 and 3

CORAM : MRS.SWAPNA JOSHI, J.

DATED : 14th August, 2018.

This is an application seeking condonation of delay of 1077 days in filing the First Appeal.

The respondent No.1 though served, is absent. Heard learned counsel for respective parties. For the reasons mentioned in Paragraph Nos. 4 and 5 of the Application, I am satisfied that the delay deserves to be condoned. The delay of 1077 days is hereby condoned, subject to payment of costs of Rs. 500/- (rupees five hundred) to be deposited with the High Court Bar Association Library, Nagpur, within a period of four weeks. The Civil Application is allowed and disposed of.

CIVIL APPLICATION No.4866/2017

This is an application seeking grant of stay to the impugned judgment and award.

The respondent No.1 though served, is absent. The learned

counsel for the applicant submits that the applicant would deposit the entire decretal amount within a period of one week. Statement accepted.

In view of the statement, the interim stay to the effect and operation of the impugned judgment and order granted earlier, to continue till the final disposal of the Appeal.

The Civil Application is disposed of.

FIRST APPEAL NO...../2017

Heard.

Admit.

Call R & P

Paperbook be filed within a period of eight weeks.

Mr.H.D. Dubey, learned AGP waives service on behalf of respondents 2 and 3.

JUDGE

Sahare