

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

CIVIL APPLICATION NO.243/2018 IN
FIRST APPEAL STAMP NO.16520/2017

The Executive Engineer, Bembla Canal Division, (Bembla Project Division,
VIDC) Yavatmal .vs. Sumanbai Inderchand Tated and Ors.

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

Court's or Judge's orders.

Mr. M. A. Kadu, Advocate for applicant.
Mr. A. Balpande, A.G.P. for non applicant-State.

CORAM : V.M. DESHPANDE, J.
DATED : OCTOBER 12, 2018

This is an application for condonation of delay in filing the appeal. The delay is of 236 days. Notices on this application were issued. Pursuant to the said notice, non applicant-original claimant appeared through Mr. V. D. Darne, Advocate. When this application was taken up for consideration, non applicant no. 1 chose to remain absent. Mr. Balpande, A.G.P. is present for non applicant nos. 2 and 3-State.

Heard learned counsel for the applicant and I have also gone through the contents of the application. I am satisfied that the applicant has made out a case for condonation of delay. Hence, the application is allowed. Delay of 236 days is condoned. Office is directed to register the appeal.

The application is disposed of.

First Appeal Stamp No.16520/2017

Heard.

Admit. Call for the record and proceedings.

Mr. Balpande, A.G.P. waives notice for respondent nos. 2 and 3-State

Civil Application No.244/2018

This is an application for stay.

Learned counsel for the applicant submits that in view of the earlier order passed by this Court, he has already deposited the entire decretal amount in this Court.

In that view of the matter, there shall be stay to the execution of the judgment and award dated 20.04.2016 passed by Civil Judge Senior Division, Yavatmal in Land Acquisition Case No.166/2009.

The application is disposed of.

JUDGE