

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

CIVIL APPLICATION (CAF) NO.1383 OF 2017

AND

FIRST APPEAL ST. NO. 24797 OF 2016

(EXECUTIVE ENGINEER, BEMBLA CANAL DN....VS.. SUNIL VITTHALRAO KHODE & OTH.)

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

Court's or Judge's orders

Shri M.A.Kadu, Advocate for Applicant/Appellant.
Ms Mayuri Deshmukh, A.G.P. for Respondent nos. 2 and 3.

CORAM : Z.A.HAQ, J.

DATED : APRIL 11, 2018.

None appears for the non-applicant/ respondent
No.1, though served.

Heard Shri M.A.Kadu, advocate for the applicant/
appellant and Ms Mayuri Dehmukh, A.G.P. for respondent
Nos. 2 and 3.

Accepting the explanation given in the
application, delay of 329 days in filing the appeal is
condoned.

The civil application is **allowed** accordingly. No
costs.

FIRST APPEAL ST.NO. 24797/2016.

Taken up for hearing on admission.

Issue notice for final disposal, returnable on **23rd July, 2018.**

Ms Mayuri Deshmukh, A.G.P. waives notice for the respondent Nos. 2 and 3.

Call R & P.

CIVIL APPLN.NO. 1384/2017.

As the appellant has deposited the amount, the interim order granted on 12th June, 2017 shall continue until further orders.

The amount be kept in fixed deposit in a nationalized bank.

The civil application is **allowed** accordingly. No costs.

JUDGE

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