

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

CIVIL APPLICATION (CAF) NO.1397 OF 2017

AND

FIRST APPEAL ST. NO. 25203 OF 2016

(EXECUTIVE ENGINEER, BEMBLA PROJECT DN....VS.. PURUSHOTTAM MAHADEORAO GARGHATE &
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 Geeta Tiwari, A.G.P. for Respondent nos. 4 and 5.

CORAM : Z.A.HAQ, J.

DATED : APRIL 11, 2018.

None appears for the non-applicants/ respondent
Nos.1 to 3, though served.

Heard Shri M.A.Kadu, advocate for the applicant/
appellant and Ms Geeta Tiwari, A.G.P. for respondent Nos. 4
and 5.

Accepting the explanation given in the
application, delay of 271 days in filing the appeal is
condoned.

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

FIRST APPEAL ST.NO. 25203/2016.

Taken up for hearing on admission.

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

Ms Geeta Tiwari, A.G.P. waives notice for the respondent Nos. 4 and 5.

Call R & P.

CIVIL APPLN.NO. 1398/2017.

As the appellant has deposited the amount, the interim order granted on 13th 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

RRaut..