

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**34 CIVIL APPLICATION NO.14098 OF 2018
IN FAST/4205/2018**

**THE EX. ENGINEER, MINOR IRRIGATION DIVISION, OSMANABAD AND
ORS
VERSUS
DATTATRAYA AMBADAS KHADE**

...
Advocate for Applicants : Mr. Rajale Gulab B.
...

CORAM : MANGESH S. PATIL, J.

DATE : 17.12.2019

PER COURT :

The acquiring body has filed this application praying for condoning the delay of 1063 days in filing appeal against the order of the reference court.

2. The application refers to various grounds which led to the delay. The respondent having not controverted these grounds, taking into account the fact that the acquiring body was not to gain anything by causing the delay as it carries heavy burden of paying interest at statutory rate, the delay is condoned. Register the appeal. Issue notice to the respondents, returnable within 12 weeks after registration.

(MANGESH S. PATIL, J.)