

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

**980 CIVIL APPLICATION NO.5358 OF 2018
IN FAST/7800/2018**

**KALIDAS MAHADEO AWTADE
VERSUS
THE STATE OF MAHARASHTRA AND ORS**

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Advocate for Applicant : MR. Ingale Vivekanand V.
AGP for Respondents/State : Mr. S.P. Deshmukh
Advocate for Respondent No.3 : Mr. G.B. Rajale

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CORAM : SMT. VIBHA KANKANWADI, J.

DATE : 27th SEPTEMBER, 2019.

ORDER :

. Present application has been filed by the original claimant for getting the delay of 1252 days condoned in filing first appeal. The claimant intends to file appeal for enhancement in the compensation granted by the learned reference Court.

2. Learned Advocate appearing for respondent No.3 as well as learned AGP have strong objection to allow the application.

3. Taking into consideration the fact that the original claimant are agriculturist, whose land has been acquired, liberal approach is taken,

delay stands condoned.

4. Civil Application stands allowed and disposed of accordingly.
5. It is made clear that the applicant is not entitled to get interest for the period of 1252 days, in case of success to his appeal.
6. Registry to verify and register the first appeal and place it for further consideration on 21.01.2020.

(SMT. VIBHA KANKANWADI, J.)

SCM