

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

**902 CIVIL APPLICATION NO.6467 OF 2017
IN FAST/8795/2017**

THE EX. ENGINEER, LIFT IRRIGATION DIVISION, OSMANABAD AND ORS

VERSUS

AMBADAS NAMDEO MALI

...

Mrs. R.D. Reddy, Advocate for the applicant No.1

Mr. A.S. More, Advocate for the sole respondent

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CORAM : SMT. VIBHA KANKANWADI, J.

DATE : 26th JUNE, 2019

PER COURT :

1 The present application has been filed for getting delay of 1148 days condoned in filing First Appeal. The acquiring body intends to challenge the Judgment and Award dated 25.10.2013 passed by learned Civil Judge Senior Division, Osmanabad in a land reference.

2 The application has been objected by the learned Advocate for the respondent stating that there is absolutely no reasonable and sufficient ground shown by the applicant and there is huge and inordinate delay of

which each and every days has not been explained.

3 Taking into consideration the fact that along with the acquiring body the State is also co-applicant and the matter pertains to public exchequer and when there is public interest liberal approach is required to be taken. Under such circumstance, for the reasons mentioned in para Nos.7 and 8 the delay is condoned. Application is allowed and stands disposed of accordingly. Registry to verify and register the First Appeal and place it for consideration on 18.11.2019.

(Smt. Vibha Kankanwadi, J.)

agd