

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

**CIVIL APPLICATION NO.4848 OF 2018  
IN  
FIRST APPEAL (ST) NO.8690 OF 2018**

**RAKHAMAJI RAVAJI UGHADE  
VERSUS  
THE EXECUTIVE ENGINEER, URDHAWA PRVARA DHARAN VIBHAG  
GHULEWADI THR THE GMIDC AURANGABAD**

...  
Mr. Dnyaneshwar A. Bide, Advocate for applicant.  
AGP for Respondents/State : Mr. R.B. Bagul  
Ms. Sunita Shelke, Advocate for respondent No.1  
...

**CORAM : SMT. VIBHA KANKANWADI, J.**

**DATE : 26<sup>th</sup> JULY 2019**

**ORDER :**

. Present application has been filed for getting the delay of 2164 days condoned in filing first appeal. The applicant is the original claimant. He wants to challenge the judgment and award passed by the Reference Court for enhancement.

2. The application has been strongly objected by the learned Advocate appearing for respondent No.1-acquiring body as well as learned AGP on the ground that the delay is huge and inordinate.

3. Taking into consideration the reasons mentioned in the application as well as in the additional affidavit dated 07.08.2018, the delay stands condoned.
4. Civil Application stands allowed and disposed of accordingly.
5. Taking into consideration the undertaking and also the fact that there was delay, the applicant is not allowed to get interest of 2164 days in case of success in his appeal.
6. Registry to verify and register the first appeal and place it for further consideration on 05.09.2019.

**( Smt. Vibha Kankanwadi, J. )**

Shubham/