

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO.7848 OF 2019
IN FAST/9073/2019 WITH
CIVIL APPLICATION NO. 7850/2019 IN FAST/10561/2019

THE EX. ENGINEER, LOWER TERNA PROJECT (CANAL)
DIV. NO. 2 LATUR AND ANR
VERSUS
AJIT SHRIDHAR SHINDE

Mr. S.C. Arora, Advocate for the applicant
Mr. M. S. Patil, Advocate for the respondent sole

CORAM : SUNIL P. DESHMUKH &
S.M. GAVHANE, JJ.

DATED : 20-09-2019

P.C. :-

1. The applications are heard with the consent of the parties. There is delay of 412 days in civil application no.7848 of 2019 and 418 days in civil application no.7850 of 2019 in filing the first appeals. Learned counsel for applicants refers to contents of applications in Paragraphs No. 5 to 7 and states that in these circumstances delay has been explained satisfactorily.

2. Though learned counsel for the respondent purports to resist veracity of the contents of the application is not over come by production of any credible material. In the circumstances, having regard to the decisions in the case of *Collector, Land Acquisition, Anantnag Vs. Ms. Katiji and others* reported in *AIR 1987 SC 1353* and in the case of *Esha Bhattacharjee Vs. Managing Committee of Raghunathpur Nafar Academy and others* reported in *(2013) 12 Supreme Court Cases 649*, we deem it expedient to condone the delay. Civil applications accordingly are allowed in terms of prayer clause (B) and are disposed of.

[S.M.GAVHANE, J.]

[SUNIL P. DESHMUKH, J.]