

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

**912 CIVIL APPLICATION NO.8628 OF 2017
IN FAST/13213/2017 WITH CA/8629/2017 IN FAST/13213/2017**

THE STATE OF MAHARASHTRA AND ORS
VERSUS
WALCHAND BABU HAWALE (DIED) THR LRS BALASAHEB WALCHAND
HAWALE

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Mr. S.P. Deshmukh, AGP for the applicants

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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 1157 days condoned in filing First Appeal. The acquiring body intends to challenge the Judgment and Award dated 13.11.2013 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 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.5 and 6 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.)

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