

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

74 CIVIL APPLICATION NO.8957 OF 2018
IN FAST/17923/2018

PADMAKAR RATAN PATIL
VERSUS
SPECIAL LAND ACQUISITION OFFICER (2) U.T.P. (HATNUR) AND ANR

...
Advocate for Applicant : Mr. Naseem R. Shaikh
AGP for Respondents/State : Mr. S.P. Deshmukh
...

CORAM : MANGESH S. PATIL, J.
DATE : 15.11.2019

PC. :-

Heard the learned advocate for the applicant. He submits that the delay has occasioned *bona fide*. The applicant is the original claimant who has lost his land and as is seeking to challenge the order of the Reference Court. His right to have just compensation would be defeated if he is not allowed to file appeal. There was sufficient cause and the delay be condoned. The learned A.G.P for the respondent no.1 opposes the application.

2. Obviously the applicant being the original claimant he would have no ulterior motive in allowing the appeal to be barred by time. At least there are no circumstances indicating *mala fides* on his part.

3. For the reasons mentioned in the application the delay is condoned. Civil Application is disposed of.

[MANGESH S. PATIL, J.]