

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

**CIVIL APPLICATION NO.8719/2019
IN FAST/18352/2019 WITH CA/8721/2018 IN FAST/18375
WITH CA/8723/2019 IN FAST/18371/2019 WITH
CA/8725/2019 IN FAST/18381/2019
THE EX. ENGINEER, LATUR MINOR IRRIGATION DIVISION, LATUR
VS
UJWALA VITTHAL VALSE**

Mrs.Sunita Dashrat Shelke, Advocate for applicant
Mr.T.M.Venjane, Advocate and Mr.Vikrant S. Valse, Advocate for
respondent/ori.claimant
Mr.G.O.Wattamwar, AGP for the respondent/State

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

DATE : 26.07.2019

P.C. :-

. Issue notice to the respondents, returnable within four weeks. Mr.Venjane, learned counsel waives service of notice for respondent/claimants. Learned AGP waives service of notice for respondent/State.

2. The applications are heard with the consent of the parties. There is delay of 411 days in filing the first appeal. Applicant refers to contents of application in Paragraphs No. 3 and 4 and states that in these circumstances delay has been explained satisfactorily.

3. Though learned counsel for the respondent/claimants

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.]