

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

913 CIVIL APPLICATION NO.8687/2019 IN FAST/21988/2019
WITH CA/8690/2019 IN FAST/22139/2019 WITH
CA/8694/2019 IN FAST/22142/2019 WITH CA/8695/2019 IN
FAST/22146/2019 WITH CA/8697/2019 IN FAST/22149/2019
WITH CA/8699/2019 IN FAST/22152/2019 WITH
CA/8701/2019 IN FAST/22155/2019 WITH CA/8703/2019 IN
FAST/22158/2019 WITH CA/8705/2019 IN FAST/22163/2019
WITH CA/8707/2019 IN FAST/22167/2019 WITH
CA/8710/2019 IN FAST/22171/2019 WITH CA/8712/2019 IN
FAST/22176/2019 WITH CA/8715/2019 IN FAST/22182/2019

THE EX. ENGINEER, MINOR IRRIGATION DIVISION, (M.I.W)
JALGAON
VERSUS
AASHABAI RAJUGIR GOSAVI AND ORS

Mr.Subhash S. Chillarge, Advocate for the applicant
Mr.A.V.Deshmukh, AGP for the respondent/State
Mr.V.B.Patil, Advocate for respondent claimants

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

DATE : 26.07.2019

P.C. :-

. Issue notice to the respondents, returnable within four weeks. Mr.V.B.Patil, 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 145 days in filing the first appeal.

Applicant refers to contents of application in Paragraph No. 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.]