

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

**1019 CIVIL APPLICATION NO.5992 OF 2019
IN FAST/23037/2018**

**SUMANBAI BALKRISHNA PATIL
VERSUS
THE COLLECTOR THR THE SPECIAL LAND ACQUISITION OFFICER,
JALGAON AND ANR**

...
Advocate for Applicant : Mr. Kale Ajeet B.
AGP for Respondents/State : Mr. A.M. Phule
...

CORAM : SMT. VIBHA KANKANWADI, J.

DATE : 19th JULY 2019

ORDER :

. Present application has been filed by the original claimants for getting the delay of 361 days condoned in filing the First Appeal. They want to challenge the judgment and award passed by the Reference Court. Learned AGP representing respondent Nos. 1 and 2 is strongly objecting the application on the ground that the delay is huge and inordinate and has not been properly explained.

2. Taking into consideration the fact that the applicant is an agriculturist, coming from rural area and for the reasons mentioned in the application, liberal view is taken and therefore, the delay is hereby condoned.

3. Civil Application stands allowed and disposed of accordingly.

4. It is clarified that the applicant is not entitled to get the interest of 361 days in case of success to his First Appeal.

5. Registry to verify and register the First Appeal and place it for further consideration on 19.11.2019.

(Smt. Vibha Kankanwadi, J.)

Shubham/