

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO.16468 OF 2016

IN

FIRST APPEAL (ST.) NO.33934 OF 2016

**(The Godavari Marathwada Irrigation Development
Corporation, through the Executive Engineer Vs.
Dildarkhan Mehboobkhan Pathan and others)**

WITH

CIVIL APPLICATION NO.16470 OF 2016

IN

FIRST APPEAL (ST.) NO.34174 OF 2016

**(The Godavari Marathwada Irrigation Development
Corporation, through the Executive Engineer Vs.
Mehboobkhan Mahamadkhan Pathan, died through his
L.Rs.)**

AND

CIVIL APPLICATION NO.16473 OF 2016

IN

FIRST APPEAL (ST.) NO.34187 OF 2016

**(The Godavari Marathwada Irrigation Development
Corporation, through the Executive Engineer Vs. Sarwar
Usman Wadkar)**

AND

CIVIL APPLICATION NO.16477 OF 2016

IN

FIRST APPEAL (ST.) NO.34161 OF 2016

**(The Godavari Marathwada Irrigation Development
Corporation, through the Executive Engineer Vs.
Rustumkhan Mehboobkhan Pathan and another)**

AND

CIVIL APPLICATION NO.16480 OF 2016

IN

FIRST APPEAL (ST.) NO.34169 OF 2016

**(The Godavari Marathwada Irrigation Development
Corporation, through the Executive Engineer Vs.
Hujurkhan Mahmudkhan Pathan)**

Mr. Anil M. Gaikwad, Advocate for the applicant
Mr. Shaikh Shoyab, Advocate for respondent Nos.1, 3,
4(F) (C.A.No.16468/2016), for respondent Nos. 1 to 6D
(C.A. No.16470/2016), for respondent Nos.1 and 2 (C.A.
No.16477/2016

CORAM : SUNIL K. KOTWAL, J.

DATE : 15th MARCH, 2019

ORDER :

These applications are filed by the appellant for condonation of delay of 859 days in filing First Appeals. Learned counsel for the respondents opposed these applications.

2. However, considering the reasons assigned for the delay, I hold that the delay in filing the First Appeals deserve to be condoned. Civil Applications are allowed in terms of prayer clause (A) and stand disposed of.

3. The First Appeals be registered. Issue notice to the respondents. Learned counsel Mr. Shaikh Shoyab waives service of notice for respondent Nos.1, 3, 4(F), for respondent Nos. 1 to 6D and for respondent Nos.1 and 2 in respective First Appeals.

4. The First Appeals are admitted, upon their registration. Call R & P.

**[SUNIL K. KOTWAL]
JUDGE**