

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

**1041 CIVIL APPLICATION NO.1720 OF 2019
IN FAST/39235/2018**

**KESHARBAI GAJMAL JOGI AND ORS
VERSUS
THE SPECIAL LAND ACQUISITION OFFICER MINOR
IRRIGATION JALGAON AND ANR**

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Advocate for Applicants : Mr. Bhokarikar Madhav M
AGP for Respondents/State : Mr. A.M. Phule
Advocate for Respondent No.2 : Mr. Dhongade Suresh D.

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CORAM : SMT. VIBHA KANKANWADI, J.

DATE : 26th JULY 2019

ORDER :

. Present application has been filed by the original claimants for getting the delay of 86 days condoned in filing first appeal. They want to challenge the judgment and award passed by the Reference Court for enhancement. Learned AGP as well as learned Advocate appearing for acquiring body have strong objection to allow the application. However, taking into consideration the fact that the applicants are the farmers, coming from rural area and their land has been acquired, lenient view is taken and therefore, delay stands condoned.

2. Civil Application stands allowed and disposed of accordingly.
3. It is clarified that the claimants will not be entitled to get the interest of 86 days in case of success in their appeal.
4. Registry to verify and register the first appeal and place it for further consideration on 17.10.2019.

(Smt. Vibha Kankanwadi, J.)

Shubham/