

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.3112 OF 2016
WITH
CIVIL APPLICATION NO.3113 OF 2016
IN
FIRST APPEAL (STAMP) NO.11513 OF 2016**

The State of Maharashtra

...Applicant/Appellant

Versus

Atmaram Hari Mhatre and Ors.

...Respondents

.....

Mrs. Anamika Malhotra, AGP for the Appellant.

Ms Deepa Punde I/b. Mr. Sachin Punde for the Respondent Nos.1 to 3

CORAM : SMT. ANUJA PRABHUDESSAI, J.

DATED: 16th AUGUST, 2019.

P.C.:-

ORDER IN CIVIL APPLICATION NO.3112 OF 2016:-

The Applicant herein has sought to condone the delay of 184 days in filing the first appeal challenging the judgment and award dated 17th June, 2015 passed by the learned Jt. C.J.S.D., Alibag-Raigad in L.A.R. No.570 of 2000.

2. In the light of the reasons stated in paragraphs 3 and 4 of the application, which in my considered view constitute sufficient cause, the application is allowed. The delay is condoned.

ORDER IN CIVIL APPLICATION NO.3113 OF 2016:-

3. By this application, the Applicant has sought to stay the execution and implementation of the impugned judgment.

4. The learned AGP for the Applicant states that the entire compensation alongwith the interest accrued thereon and all other statutory benefits will be deposited before the reference Court within a period of four weeks. Statement is accepted.

5. In the light of the said statement, execution and implementation of the impugned judgment and award is stayed till the next date of hearing. Stand over to **30/8/2019**.

ORDER IN FIRST APPEAL (STAMP) NO.11513 OF 2016:-

6. The Appeal be registered subject to removal of office objections, if any. Ms Deepa Punde, the learned counsel waives service of notice on behalf of the Respondent Nos.1 to 3. The Appeal be listed for admission on **30/8/2019**.

(SMT. ANUJA PRABHUDESSAI, J.)