

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION No. 2347 OF 2016
IN
FIRST APPEAL (ST) No. 18725 OF 2015

Maharashtra Krishna Valley
Development Corporation
through its Executive Engineer
Vs. ...Applicant

Mr. Maruti Ramji Gund (Deceased)
through Lrs. Mr. Prakash Maruti Gund
and Ors. ...Respondents

Mr. V.S. Tadake i/b. Mr. D.D. Shinde for Applicant
Mr. Taniya Goswami – Assistant Government Pleader for
Respondent Nos. 2 and 3
Mr. Gaurav Potnis i/b. Ms. Pallavi Potnis for Respondent No.1A

CORAM : SHRI K.K. TATED, J.

DATE : APRIL 16, 2019

P.C.:

1. Heard learned counsel for the parties.
2. By this civil application, the Applicant is seeking condonation of 63 days delay in filing the First Appeal challenging the judgment and award dated 15th September, 2014 passed by the Reference Court in Land Acquisition Reference No. 669 of 2002.
3. Learned counsel Mr. Gaurav Potnis appearing on behalf of Respondent No.1A vehemently opposes the present civil application. He submits that the Applicant has not shown sufficient cause for condonation of delay. Therefore, there is no question of allowing the present civil application.
4. Considering the submissions made by the learned counsel for the

Applicant and the averments made in the civil application, I am satisfied that the applicant has made out a case for allowing this application. Hence, following order:

ORDER

(A) Civil application is allowed in terms of prayer clause (a), which reads thus:-

“(a) That this Hon'ble Court be pleased to condone 63 days of delay in filing above mentioned First Appeal against the Judgment and Award dated 15.09.2014 passed by the Learned District Judge-16, Pune in L.A.R. No.669/2002”

(B) No order as to costs.

[K.K. TATED, J.]