

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CIVIL APPLICATION (CAF) NO.964/2018

IN

FIRST APPEAL ST. NO.5496/2017

Executive Engineer, Lower Pus Project, Pusad, Tah. Pusad, Dist. Yavatmal and
another

...Versus...

Jitendra Shamrao Dudhe and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri N.M. Gaidhane, Counsel for applicants
Shri A.B. Nakshane, Counsel for respondent no.1
Smt. Hemlata Jaipurkar, AGP for respondent nos.2 and 3

CORAM : ARUN D. UPADHYE, J.

DATE : 30/04/2019

Heard.

Perused the application. There is a delay of 330 days caused in filing the first appeal.

For the reasons stated in the application, the delay caused in filing the first appeal is condoned. The civil application is allowed and disposed of accordingly. No order as to costs.

FIRST APPEAL ST. NO.5496/2017

Heard.

The appellants have filed Pursis St. No.5877/2019 dated 18/4/2019 along with communication dated 4/4/2019

stating therein that the Corporation does not desire to prosecute the first appeal. Hence, the first appeal is permitted to be withdrawn. The court-fee be refunded to the appellants, as per rules.

The first appeal stands disposed of as withdrawn.
No order as to costs.

JUDGE

Wadkar, P.S.