

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

CIVIL APPLICATION (CAF) NO.3421/2018

IN

FIRST APPEAL ST. NO.6363/2018

Vidarbha Irrigation Development Corporation through its Executive Engineer,
Bembla Canal Division, Yavatmal Tq. & Distt. Yavatmal and another

...Versus...

Eknath Devrao Bhoyar 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 M.A. Kadu, Counsel for applicants
None for respondent nos.1 to 3, though served
Smt. Hemlata Jaipurkar, AGP for respondent nos.4 and 5

CORAM : ARUN D. UPADHYE, J.

DATE : 04/04/2019

Heard learned Counsel for the applicants and learned Assistant Government Pleader for the respondent nos.4 and 5. None appears for the respondent nos.1 to 3, though served.

Perused the application. There is a delay of 128 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. No order as to costs.

FIRST APPEAL ST. NO.6363/2018

Heard.

ADMIT.

Call for record and proceedings.

Learned Assistant Government Pleader
Smt. Hemlata Jaipurkar waives service of notice for the
respondent nos.4 and 5.

Private paper-book be filed within six months.

CIVIL APPLICATION (CAF) NO.3422/2018

The learned Counsel for the applicants has
submitted that already part amount of compensation is
deposited before the reference Court and part amount is
deposited before this Court.

In view of the statement made on behalf of the
applicants, the impugned judgment and award dated
04/05/2017 passed by the 4th Joint Civil Judge, Senior
Division, Yavatmal in Land Acquisition Case No.111/2014 is
hereby stayed till final disposal of the appeal.

JUDGE