

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

CIVIL APPLICATION (F) No. 3006 OF 2019
IN
F.A.St.No. 12757 OF 2019

Gangu Devla Pawar (Dead) through his L.R's
Pandurang Gangu Pawar
vs.

The State of Maharashtra, thr. Collector, Yavatmal & ors.

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

Court's or Judge's

Shri. I. M. Gonghade, Advocate for applicant/appellant.
Smt. Mrunal Naik, AGP for respondents No.1 & 2.
Shri. R. C. Raibhandare, Advocate for respondent No.3.

CORAM : Manish Pitale J

DATED : 20.09.2019

By this application the applicant/appellant (original claimant) is seeking condonation of delay of 1218 days in filing the accompanying appeal.

2. It is claimed in the application that the applicant/appellant was not in a proper financial condition to approach this Court and that therefore, the aforesaid delay has occurred. Notice was issued on this application on 09.08.2019 and the respondents are represented through counsel. Since the appellant is seeking enhancement of compensation, prayer for condonation of delay is

granted, subject to the condition that in the event this Court grants enhancement of compensation to the applicant/ appellant, he shall not be entitled interest for that period of 1218 days delay in approaching this Court.

3. Application stands disposed of.

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Heard learned counsel for the appellant.

2. **Admit.**

3. Call for R & P.

4. Smt. Mrunal Naik, learned AGP waives notice of hearing on behalf of respondents No.1 & 2 and Shri. R. C. Raibhandare, learned counsel waives notice of hearing on behalf of respondent No.3.

JUDGE

KOLHE