

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

CIVIL APPLICATION (CAF) NO. 349 OF 2019
with
CIVIL APPLICATION (CAF) NO. 350 OF 2019
in
FIRST APPEAL (ST.) NO. 23249 OF 2016

[Nandkishor Uddhavrao Deshmukh Vs. The State of Maharashtra and ors.]

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Shri D. M. Surjuse h/f. Shri S.U. Nemade, Advocate for the
appellant
Shri Nikhil Joshi, AGP for respondent nos. 1 and 2.
Shri M. A. Kadu, Advocate for respondent no. 3.

CORAM : M. G. GIRATKAR, J.

DATE : 24/06/2019

Heard learned Advocate Shri Surjuse holding for
learned Advocate Shri S.U. Nemade for the appellant. He
has submitted that very less amount of compensation is
granted for open plot and construction. Therefore, prayed
to condone the delay.

The delay is of 552 days and the same is caused due
to poor financial condition of the appellant.

Learned AGP Shri Joshi for respondent nos. 1 and 2
and learned Advocate Shri Kadu for respondent no. 3
strongly objected the application.

Looking to the grounds mentioned in the
application, the application is allowed. The delay is
condoned, subject to waiving of interest of delay period of
552 days. Appeal be registered.

CIVIL APPLICATION (CAF) NO. 350 OF 2019

Looking to the grounds mentioned in the application, the application is allowed. The applicant is temporarily exempted from payment of court fee. The appellant is directed to pay deficit court fee within a period of 4 weeks.

FIRST APPEAL (ST.) NO. 23249 OF 2016

Heard.

Admit.

Issue notice to the respondents.

Shri Joshi, learned AGP waives notice on behalf of respondent nos. 1 and 2.

Shri Kadu, learned Advocate waives notice on behalf of respondent no. 3.

Call R & P.

Put up this matter for final hearing after receipt of R and P.

JUDGE

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