

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

**CIVIL APPLICATION (CAF) NO.868/2018**

**IN**

**FIRST APPEAL ST. NO.23436/2014**

**Maharashtra Industrial Development Corporation, Amravati through its**  
**Chief Executive Officer**

**...Versus...**

**Shobha d/o Bindraban Barsainya (After marriage Sau. Shobha w/o**  
**Vijaykumar Kharaiyya) 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 Sharad Thakare, Counsel h/f Shri M.M. Agnihotri, Counsel for applicant  
Shri S.D. Sirpurkar, AGP for respondent nos.2 and 3

**CORAM : ARUN D. UPADHYE, J.**

**DATE : 23/01/2019**

Heard the learned Counsel for the applicant and the learned Assistant Government Pleader for the respondent nos.2 and 3. None appears for the respondent no.1, though served.

Perused the application. There is a delay of 1134 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. No order as to costs.

**FIRST APPEAL ST. NO.23436/2014**

Heard.

**ADMIT.**

Call for record and proceedings.

Learned Assistant Government Pleader Shri S.D. Sirpurkar waives service of notice for the respondent nos.2 and 3.

**CIVIL APPLICATION (CAF) NO.869/2018**

Heard.

The learned Counsel for the applicant submitted that the entire decretal amount will be deposited within three months.

In view of the statement made on behalf of the applicant and subject to depositing the entire decretal amount within three months, there shall be stay to the impugned judgment and award dated 3/6/2011 passed by the Joint Civil Judge, Senior Division, Amravati in Land Acquisition Case No.623/1999, until further orders.

**JUDGE**