

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

CIVIL APPLICATION (CAF) NO.1074/2018

IN

FIRST APEPAL ST. NO.25622/2017

Executive Engineer, Lower Wardha Canal Division, Wardha

...Versus...

Raju Laxmanrao Satpute and others

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

Court's or Judge's orders

Smt. Hemlata Jaipurkar, Counsel h/f Shri B.N. Jaipurkar, Counsel for applicant
None for the respondent no.1
Shri I.J. Damle, AGP for respondent nos.2 and 3

CORAM : ARUN D. UPADHYE, J.

DATE : 18/04/2019

Heard learned Counsel for the applicant and 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 148 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 APEPAL ST. NO.25622/2017

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

ADMIT.

Call for record and proceedings.

Learned Assistant Government Pleader Shri I.J. Damle waives service of notice for the respondent nos. 2 and 3.

CIVIL APPLICATION (CAF) NO.1075/2018

The learned Counsel for the applicant has submitted that principal amount of compensation is already deposited before the reference Court and the balance amount will be deposited within twelve weeks.

In view of the statement made on behalf of the applicant, permission to deposit the balance amount, within twelve weeks, is granted.

The impugned judgment and award dated 27/03/2017 passed by the Joint Civil Judge, Senior Division, Wardha in Land Acquisition Case No.101/2015 is hereby stayed until further orders.

JUDGE