

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

CIVIL APPLICATION (CAF) NO. 641 OF 2018
IN
FIRST APPEAL ST. NO. 25969 OF 2017

Vidarbha Irrigation Development Corporation and anr.

..VS..

Tarachand S/o Roopchand Darda (Dead) thr. LR's 1-a. Bhagchand s/o Tarachandji Darda &
ors.

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

Court's or Judge's orders

Ms. Shweta Hanwate, Adv. h/f Shri M.A. Kadu, Adv. for appellants.
Mrs. M.A. Barabde, A.G.P. for respondent nos. 2 and 3.

CORAM : VINAY JOSHI, J.
DATED : 18th NOVEMBER, 2019

Heard.

2. This is an application for condonation of delay of 217 days caused in filing the First Appeal against the judgment and award passed in L.A.C. No. 59 of 2005 on 31.08.2016. The appellant/acquiring body has stated that, due to procedural formalities unintentional delay has been caused. All the respondents though served are absent. The appellants' contentions has gone unchallenged and therefore, I accept the same and in view of that, delay caused in filing the first appeal is condoned.
3. The Civil Application stands disposed accordingly.

FIRST APPEAL ST. NO. 25969/2017

Heard.

2. **Admit.**
3. Learned Assistant Government Pleader waives service for respondent nos. 2 and 3.
4. Issue fresh notice to respondent nos. 1-a to 1-e.

CIVIL APPLICATION NO. 642 OF 2018

Heard.

2. The record indicates that this Court vide order dated 12.02.2018 directed the appellants to deposit the compensation amount within 12 weeks and upon such assumption stay was granted. Till date, the compensation amount has not deposited as ordered.
3. The appellants are directed to deposit the compensation amount within four weeks from today failing which this Court will be constrained to vacate the stay. Stand over to 16.12.2019.

JUDGE

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