

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

CIVIL APPLICATION (CAF) NO.797/2019

IN
FIRST APPEAL ST. NO.26365/2018

Vidarbha Irrigation Development Corporation, through Executive Engineer,
Minor Irrigation Division, Washim, Dist. Washim and another
...Versus...
Raghunath Kisan Gawande Since dead through his legal heirs
Kusumbai Raghunath Gawande 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 H.D. Marathe, Counsel for applicants
Shri A.B. Darekar, Counsel for respondent nos.1-a to 1-e
Mrs. H.N. Jaipurkar, AGP for respondent nos.2 and 3

CORAM : ARUN D. UPADHYE, J.

DATE : 20/02/2019

Heard.

Perused the application. There is a delay of 472 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 APPEAL ST. NO.26365/2018

Heard.

ADMIT.

Call for record and proceedings.

Learned Counsel Shri A.B. Darekar waives service of notice for the respondent nos.1-a to 1-e and learned Assistant Government Pleader Mrs. H.N. Jaipurkar waives service of notice for the respondent nos.2 and 3.

CIVIL APPLICATION (CAF) NO.798/2019

Heard.

The learned Counsel for the applicants/appellants has submitted that he will deposit the entire decretal amount in this Court, within twelve weeks.

Permission to deposit the entire decretal amount, within twelve weeks, is granted.

In view of the statement made on behalf of the applicants/appellants, the impugned judgment and award dated 15/4/2017 passed by the Civil Judge, Senior Division, Link Court, Mangrulpir in Land Acquisition Case No.425/2013 is hereby stayed, until further orders.

JUDGE