

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

CIVIL APPLICATION (CAF) NO.3372 OF 2018
IN
FIRST APPEAL ST. NO.27278 OF 2017

Shankar Dinaji Mahalle (Dead) Thr. LR Amrutrao s/o Shankarrao Mahalle
-vs-
The State of Maharashtra and ors.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Shri R. J. Shinde, Advocate for appellant.
Ms H. N. Prabhu, AGP for respondent Nos.1 to 3.

CORAM : A.S.CHANDURKAR, J.
DATE : March 04, 2019

Prayer is to condone delay in filing the appeal. The reasons for cause of delay are mentioned in paragraphs 2 to 5 of the application.

The prayer as made is opposed by the learned Assistant Government Pleader for the non-applicants on the ground that the reasons mentioned are not sufficient.

Considering reasons mentioned in the application and in the light of observations made in the order dated 11/02/2019 passed on Civil Application No.973/2018, the delay in filing the appeal stands condoned subject to the claimant not being entitled for interest on the amount of compensation if enhanced for the period from 18/04/1992 to 18/12/2017. Delay is condoned on aforesaid terms. Civil Application is disposed of.

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First Appeal St. No.27278 of 2017

Heard.

Admit.

Call for record and proceedings.

Ms H. N. Prabhu, learned Assistant Government Pleader waives notice for respondent Nos.1 to 3.

In view of orders passed on Civil Application No.3372 of 2018, the claimant would not be entitled for interest on the amount of compensation if enhanced for the period from 18/04/1992 to 18/12/2017.

JUDGE