

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

**919 CIVIL APPLICATION NO.12753 OF 2019 IN
FAST/31127/2019**

**THE EX. ENGINEER, WAGHUR PROJECT JALGAON AND
ORS
VERSUS
KADU JANGALU BORSE (DIED) THR LRS SHIVAJI AND
ORS.**

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Mr.S.D. Dhongade, Advocate for applicants
Mr.P.K. Lakhotiya, AGP for State.
Mr.V.B. Patil, Advocate for respondent nos.1
to 6.

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**CORAM: V.L. ACHLIYA,J.
DATE : 04.09.2020**

ORAL ORDER:

The applicants-appellants have moved this application seeking condonation of 60 days delay in filing appeal for the reasons set out in detail in the application.

2. Heard learned counsel for the acquiring body and the acquisition authority as well as the counsel representing the respondents.

3. On due consideration of submissions advanced in the light of unchallenged and controverted pleadings made in the application assigning cause for condonation

of delay, I am of view, the delay deserves to be condoned. No prejudice would cause to other side if the delay is condoned in filing appeal. There is case to be considered in appeal. Hence, the application is allowed in terms of prayer clause "B". Appeal be registered subject to removal of office objections if any.

4. Civil Application is disposed of in the above terms.

[V.L. ACHLIYA]
JUDGE

SGA