

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

CIVIL APPLICATION (CAF) NO. 233 OF 2020
IN
CROSS-OBJECTION NO. 1059 OF 2020
IN
FIRST APPEAL NO. 667 OF 2016

(Dnyaneshwa Akaji Mehatre (dead) through LRS Gajanan Dnyaneshwar Mehatre
and others -Vs- Executive Engineer, Bemla Project, Yavatmal)

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

Court's or Judge's orders.

Ms. Gokhale, counsel h/f Shri P.B.Patil, counsel for
the appellant/non-applicant no.1

Ms. Ritu Kalia, learned AGP for the respondent nos. 2
and 3/non-applicant no.2 & 3.

Ms. Juhi Kuhite, counsel h/f Shri M.P.Kariya, counsel
for the respondent no. R-1(ii)/applicants

CORAM : ANIL S KILOR, J.

DATE : 07th FEBRUARY, 2020.

The claimants have filed this application
for condonation of delay in filing cross-objection.

2. Ms. Juhi Kuhite, learned counsel for the
applicants submits that there is a delay of 693 days in
filing cross-objection. She has pointed out that
sufficient reasons are shown in the application for
delay. She further submits that delay is bonafide and
not intentional and thus she prays for condonation of
delay.

3. Ms. Gokhale, learned counsel for the

appellant has no serious objection in allowing the present application for condonation of delay. However, she states that in case the cross-objector succeeds in the present matter, they will not claim interest for the period of delay.

4. Ms. Ritu Kalia, learned Assistant Government Pleader has no objection for allowing this application.

5. For the reasons stated in the application, the application of delay is condoned.

6. The issue in respect of grant of interest for the delayed period in filing the cross-objection is kept open and the same will be decided at the time of final disposal of the present appeal.

7. Accordingly, the application is disposed of.

JUDGE