

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

CIVIL APPLICATION (CAF) NO. 3546/2019

IN
FIRST APPEAL

Purushottam Revanath Gurjar,
..VS..
The State of Maharashtra, Through Collector and Ors.,

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

Court's or Judge's orders

Shri N. M. Kolhe, Advocate for the applicant/appellant.
Shri V. P. Maldhure, A.G.P. for the respondent Nos.1 and 2.

CORAM : AVINASH G. GHAROTE, J.

DATED : 08th January, 2020

The applicant seeks to condone the delay of 418 days caused in filing instant appeal challenging the Award dated 21.09.2017 passed by learned Civil Judge, Senior Division, Yavatmal in L.A.C. No.344/2012, whereby the claim of enhancement of compensation has been rejected. The contention is that the applicant/appellant, who is agriculturist did not have the financial resources to arrange the funds necessary for filing the appeal. It is submitted that delay is bonafide and genuine, and therefore, same be condoned.

Learned A.G.P. for respondent Nos.1 and 2 opposed the same .

None appears for respondent No.3 though served.

Considering the reasons given in paragraph Nos.2 to 4 of the application, the delay is condoned. The application is **allowed** accordingly.

By an order dated 24.09.2019 notices on the appeal were also issued and it has been served upon the respondent No.3.

Learned A.G.P. for the respondent Nos.1 and 2 makes a statement that notices in First Appeal already served in the matter.

Office to register the appeal and list the matter for final disposal at the stage of admission with the consent of the learned counsel appearing for the parties on **14.01.2020**.

JUDGE

Kirtak