

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 5501 OF 2020
IN FAST NO. 36958 OF 2019
THE EX. ENGINEER, MINOR IRRIGATION DIVISION, JALGAON VS.
SALIM DADAMIYA AND ANR.

AND

C.A.NO.5499 OF 2020 IN FAST.NO.36974 OF 2019
C.A.NO.5500 OF 2020 IN FAST.NO.36961 OF 2019
C.A.NO.5502 OF 2020 IN FAST.NO.36966 OF 2019
C.A.NO.5503 OF 2020 IN FAST.NO.36971 OF 2019

Mr.S.S. Chillarge, Advocate for the applicant.

Mr.Vaibhav Deshmukh h/f. Mr. A.B. Kale, Advocate for the respondents.

Mr.P.M. Kulkarni, AGP for respondent/State.

CORAM : N.J.JAMADAR, J.

DATE : 11.03.2021

PC :-

01. These applications are preferred by the appellant-acquiring body seeking further time to deposit the amount to the extent of 60% of compensation, and the interest accrued thereon, awarded by the Reference Court.

02. By an order dated 28th February, 2020, the applicant-acquiring body was directed to deposit 60% of the amount of the compensation.

03. Learned Counsel for the applicant submits that the applicant-acquiring body could deposit 26.22% of the amount of compensation only. The learned Counsel submits

that in view of the situation which arose on account of Covid-19 pandemic, the applicant could not deposit balance amount. Learned Counsel seeks eight weeks' further time to deposit the balance amount.

04. In the circumstances of the case, having regard to the fact that eight week's time was granted by order dated 28th February, 2020, six weeks' further time would meet the ends of justice.

Hence, the following order :-

The applications stand allowed.

The applicant-acquiring body is granted six weeks' time from today to deposit the balance amount of compensation, so as to make the total deposit 60% of the compensation awarded by the Reference Court.

It is hereby made clear that no request for further extension of time would be entertained.

List the matters on 22.04.2021.

[N.J. JAMADAR, J.]