

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

Civil Application (CAF) No.2451 of 2019
IN
First Appeal Stamp No.1898 of 2019

Executive Engineer Bembla Project Division, Yavatmal **Vs. Shri Sambhaji Bhaduji**
Datarkar (Dead) through LRs. & Ors.

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

Court's or Judge's Orders

Mrs. Ira P. Khisti, Advocate for the Appellant.
Ms. T.H. Udeshi, AGP for Respondent Nos.2 and 3.

CORAM : SMT. ANUJA PRABHUDESSAI, J.
DATE : 14th JANUARY, 2021.

Respondent No.1-a is deleted. Respondent Nos.1-b to 1-f
absent though duly served.

By this application, the applicant has sought to condone the
delay of 230 days in filing the appeal against the judgment and award
dated 17/02/2018 passed by the Reference Court in L.A.C.
No.868/2012.

In view of the reasons stated in paragraphs 3 and 4 of the
application, which in my considered view constitute sufficient cause to
condone the delay, application is allowed. Delay is condoned.

The civil application stands disposed of.

Appeal be registered after removing office objections, if any.

Civil Application (CAF) No.2453/2019

By this application, the applicant seeks stay to the execution

and implementation of the impugned judgment and award dated 17/02/2018 passed by the Reference Court in L.A.C. No.868/2012.

Learned counsel for the appellant states that the principal amount has been deposited before the Reference Court and interest component has been deposited before this Court.

In the light of the said statement, execution and implementation of the impugned judgment and award is stayed till the disposal of the appeal.

The civil application stands disposed of.

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Ms. T.H. Udeshi, learned AGP waives service of notice on behalf of respondent Nos.2 and 3.

The appeal be listed for admission after **four weeks**.

(SMT. ANUJA PRABHUDESSAI, J.)