

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

CIVIL APPLICATION (CAF) NO. 868 OF 2019 IN FIRST APPEAL STAMP NO.
14141 OF 2016

Prakash Waghade Vs. The State and others

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

Court's or Judge's orders.

Mr. M.A. Kadu, AGP for the respondents / State

CORAM : V.M.DESHPANDE, J.

DATE : 27th OCTOBER, 2021.

This is an application for condonation of delay in filing the appeal. The counsel for the applicant is absent. Mr. Kadu, learned AGP represents the respondents No.1 and 2. The counsel for the respondent No.3 Mr. S.R. Agrawal is absent. The claimants intend to file appeal because they are aggrieved, for inadequate compensation granted to them by the Reference court. The delay is of 288 days. Long back all the respondents are served, however, as on today no reply is filed. Therefore, the contents of the application made on affidavit has remained uncontroverted.

2. After having gone through the contents of the application on affidavit, I am satisfied that the applicant has made out a case for condonation of delay. Hence, I pass the following order :

- i. The application is allowed.
- ii. Delay of 288 days in lodging the appeal is hereby condoned.
- iii. Application is disposed of.
- iv. Appeal be registered.

JUDGE

MP Deshpande