

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

CIVIL APPLICATION (F) NO. 114 OF 2020 IN FIRST APPEAL STAMP
NO. 17105 OF 2019

Vidarbha Irrigation Development Corporation and another Vs.
Laxmibai Shelokar 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. H.D. Marathe, Advocate for the applicants
Ms. Shamsi Haider, AGP for non-applicants No.2 & 3

CORAM : V.M.DESHPANDE, J.

DATE : 16th DECEMBER, 2021.

This is an application for condonation of delay in preferring the appeal. The application is moved by the appellant – Vidarbha Irrigation Development Corporation, who wishes to challenge the judgment and decree passed by the learned Civil Judge (Senior Division) Achalpur in Land Acquisition Case No. 47/2010. The delay is of 478 days. Notices on this application were issued. All the non-applicants are served. Non-applicants No.2 and 3 are represented by Ms. Shamsi Haider, learned Additional Government Pleader. Though the non-applicant No.1 is duly served on this application, nobody is appearing on her behalf. Thus, the statement made on oath in respect of the application for condonation is delay has remained uncontroverted.

2. After hearing the learned counsel Shri Marathe for the applicants and after having perused the application for condonation of delay, I am of the view that the applicants have satisfactorily explained the delay. Hence, I pass the following order.

ORDER

- i. The application is allowed.
- ii. Delay stands condoned.
- iii. Office is directed to register the appeal.

3. The application is disposed of.

JUDGE

MP Deshpande