

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

CIVIL APPLICATION (CAF) NO. 4116 OF 2019

IN

FIRST APPEAL NO. OF 2021

Vidarbha Irrigation Development Corporation, thr. its Executive Engineer
 ..vs..

Bhaskar Shankar Pophle 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 K.P. Mahalle, Advocate for applicant/appellant.
 Shri S.S. Bhalerao, Advocate for respondent nos. 1 and 2.
 Ms. Trupti Udeshi, A.G.P. for respondent nos. 3 and 4.

CORAM : SMT. ANUJA PRABHUDESSAI, J.
DATED : 19/01/2021

By this application, the applicants/appellants have sought to condone the delay of 792 days in filing the present appeal against the judgment and award dated 09.02.2017 in L.A.C. No. 58 of 2012.

2. Learned Counsel for the respondents states that the applicant has not made out sufficient cause to condone the delay.

3. In view of the reasons stated in paragraph 4 of the application, delay is condoned subject to costs of Rs.5,000/- to be paid to the Government Pleaders Library, Nagpur Bench, Nagpur within the period of two weeks. Civil Application stands disposed of. Appeal be registered.

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Heard.

2. Learned Counsel for the applicant states that the

entire amount of compensation as per the impugned judgment and award, has been deposited before the Reference Court.

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

4. The Civil Application stands disposed of accordingly.

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2. **ADMIT.**

3. Shri S.S. Bhalerao, learned Counsel and Ms. T. Udeshi, learned Assistant Government Pleader waive notices on behalf of respondent nos. 1 and 2, and for respondent nos. 3 and 4, respectively.

4. Call for the Records and Proceedings.

5. Paper book to be filed within six weeks.

JUDGE

Trupti