

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

37 CIVIL APPLICATION NO.3541 OF 2022

IN FAST/5959/2022

WITH CA/3543/2022 IN FAST/6112/2022

WITH CA/3546/2022 IN FAST/6118/2022

EX. ENGINEER, MINOR IRRIGATION DIV. OSMANABAD

VERSUS

SHIVHAR MALLIKARJUN BIRAJDAR AND OTHERS

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Advocate for Applicant : Mr. Shirish G. Sangle.

Advocate for Respondent No.1: Mr. R. V. Naiknavare.

APP for Respondent Nos.2 & 3 : Mr. P. M. Kulkarni.

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CORAM : **SHRIKANT D. KULKARNI, J.**

DATE : 14th March, 2022.

P.C.:

. These are the applications for condonation of delay moved by the appellant/acquiring body.

2 Heard Mr. Shirish G. Sangle, learned counsel for applicant/acquiring body.

3 Issue notice to respondent Nos.1 to 3. Mr. R. V. Naiknavare, learned counsel waives notice for respondent No.1/original claimant and Mr. P. M. Kulkarni, learned AGP waives notice for respondent Nos.2 and 3/State.

4 Mr. Kulkarni, learned AGP has no objection to condone the delay.

5 Mr. Naiknavare, learned counsel for respondent No.1/original claimant raised objection to condone the delay. He submits that no sufficient reasons are assigned in the applications for condonation of delay. The applications may be rejected.

6 Mr. Shirish G. Sangle, learned counsel for applicant submitted that there is delay of 1544 days in preferring the appeals. The delay was occurred due to completing the procedural formalities and sanction. The delay was not intentional.

7 For the reasons stated in the applications for condonation of delay, paragraphs 2 to 8, the delay needs to be condoned in the interest of justice. Hence, the following order is passed:

ORDER

- I. The applications for condonation of delay are hereby allowed.
- II. The Registry is directed to make scrutiny of the appeals as per the procedure and they be numbered and placed before the Court for admission.
- III. The civil applications are accordingly disposed of.

[SHRIKANT D. KULKARNI, J.]