

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

CIVIL APPLICATION NO.5041 OF 2022 IN FAST/12401/2019

EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION,
OSMANABAD

VERSUS

VIKRAM RAJARAM GHOGARE AND OTHERS

WITH

CIVIL APPLICATION NO.5042 OF 2022 IN FAST/12775/2019

EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION,
OSMANABAD

VERSUS

PRAMOD FAKIRA GAIKWAD AND OTHERS

WITH

CIVIL APPLICATION NO.5043 OF 2022 IN FAST/12769/2019

EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION,
OSMANABAD

VERSUS

HANUMANT GOKUL GORE AND OTHERS

WITH

CIVIL APPLICATION NO.5044 OF 2022 IN FAST/12772/2019

EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION,
OSMANABAD

VERSUS

MAKBUL ISMAIL PATHAN AND OTHERS

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Ms. Sunita D. Shelke, Advocate for the Applicant

Mr. V.V. Tarde, Advocate for Respondent No.1

Mr. N.T. Bhagat, AGP for Respondent Nos. 2 and 3

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CORAM : SHRIKANT D. KULKARNI, J.

DATE : 04th APRIL, 2022

PER COURT:-

1. These are the application moved by the applicant / acquiring body to recall and set aside the order passed by this Court dated 10.02.2021 with further prayer for condonation of delay in preferring the appeal.

2. Heard Ms. Sunita Shelke, learned counsel for the applicant / acquiring body, Mr. V.V. Tarde, learned counsel for respondent no.1 / original claimant and Mr. Bhagat, learned AGP for respondent nos. 2 and 3 in respective applications.

3. For the reasons stated in the applications and in the interest of justice, the applications need to be allowed in order to decide the appeals on its own merits.

ORDER

(i) The applications are hereby allowed in terms of prayer clauses (A) and (C).

(ii) The Registry is directed to make scrutiny of the appeals as per due procedure and those be numbered and place before the Court for admission.

(iii) The civil application is disposed of accordingly.

[SHRIKANT D. KULKARNI]
JUDGE

S.P Rane