IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

938 CIVIL APPLICATION NO.5640 OF 2020
IN FAST/9085/2019

SUKHADEV RAMBHAU MAGAR
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

...
Mr. L.S. Shaikh, Advocate holding for
Mr. V.B. Wayal, Advocate for the applicant.
Mr. S.R. Yadav-Lonikar, A.G.P. for respondent No. 1 – State.
...

CORAM : SANDIPKUMAR C. MORE, J.

DATED : 07.09.2022.

ORDER:-

1. Heard the rival submissions. The applicant is seeking condonation of delay of 1282 days which, according to him, has been caused due to his poor financial condition.

2. The learned A.G.P. strongly opposed the application on the ground that no reasonable cause is mentioned for condoning the delay. Respondent No.2 Acquiring Body, despite service, remained absent.

3. Considering the statutory right of the applicant and for the reasons mentioned in the application, the application is allowed and the delay of 1282 days stands condoned subject to condition that the applicant shall not claim any interest for the period of delay.

4. The application is accordingly disposed of.

5. The appeal be placed for admission after removal of office objections, if any.

(SANDIPKUMAR C. MORE, J.)