

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

39 CIVIL APPLICATION NO.10237 OF 2021
IN FAST/12717/2021
WITH CA/10239/2021 IN FAST/12717/2021

THE EX. ENGINEER, LIFT IRRIGATION DIV. OSMANABAD AND OTHERS
VERSUS
SURESH TUKARAM SHINDE

...
Advocate for Applicants : Mr. Suresh W. Munde.
...

CORAM : **SHRIKANT D. KULKARNI, J.**
DATE : 03rd January, 2022.

P.C.:

. It is an application for condonation of delay moved by the applicants/appellants. It seems that there is delay of 1323 days in preferring the appeal.

2 Heard Mr. Munde, learned counsel for applicants.

3 Respondent though duly served, remained absent when the matter is called out.

4 For the reasons stated in the application, more particularly paragraph 5 and looking to the points involved in the appeal, the delay needs to be condoned.

5 Mr. Munde, learned counsel for applicant also seeks extension of time to comply the conditional stay order passed earlier by this Court.

6 It is necessary to extend the time by eight weeks to comply the order. Hence, the following order is passed:

ORDER

- I. The application for condonation of delay is hereby allowed in terms of prayer clause (B).
- II. The Registry to make scrutiny of the appeal as per the procedure and it be numbered and place before the Court for admission.
- III. The civil application for condonation of delay is accordingly disposed of.
- IV. Eight weeks time is hereby extended to comply the conditional stay order passed earlier by this Court dated 20th October, 2021. The applicants to deposit 70% of the amount under the impugned award within eight weeks.

- V. Inform to the concerned Court accordingly.
- VI. Interim stay granted earlier by this Court to continue till the next date.
- VII. Keep the application for stay on 28th February, 2022.

[SHRIKANT D. KULKARNI, J.]

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