

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

**66 CIVIL APPLICATION NO.6607 OF 2019
IN FAST/13029/2019**

**SHRIKANT VISHWANATH LAGAD
VERSUS
RAM BHAUSAHEB KADU**

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Advocate for Applicant : Mr.Wakale Shriraj R.
Advocate for Respondent No.1 : Mr.Markad Dattraya R.

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CORAM : SANDIPKUMAR C. MORE, J.

DATE : 12.12.2022

PER COURT :

Heard rival submissions. The applicant / original owner is seeking condonation of delay of 556 days which appears to be caused due to his financial crisis. The learned counsel for the respondent-claimant strongly opposed the application on the ground that there is no satisfactory reason mentioned in the application for such delay. He added that the owner has also not deposited any amount of compensation. However, for that purpose the claimant is always at liberty to pursue remedy of execution of the impugned award.

2. Considering the statutory right of the applicant, the delay of 556 days stands condoned subject to payment of cost of Rs. 5,000/- to be paid or deposited for the claimant within four weeks.

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

4. The application is accordingly disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

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shp/-