

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

6 CIVIL APPLICATION NO.4657 OF 2022
IN FAST/15116/2020

THE EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION NO.1,
AURANGABAD THR G.M.I.D.C., AURANGABAD
VERSUS
PARASRAM BABURAO KARHALE AND OTHERS

...
Advocate for Applicant : Mr. Sudhir G. Bhalerao.

Adv. for Respondent Nos.1 & 2 : Ms. Laxmi R. Thakur, h/f Mr. L. C. Patil.

AGP for Respondent/State: Mr. S. N. Morampalle.

...

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

DATE : 28th March, 2022.

P.C.:

. Not on board. Taken on board.

2 It is an application for condonation of delay moved by the applicant/acquiring body.

3 Heard Mr. Bhalerao, learned counsel for applicant.

4 Issue notice to respondents.

5 Ms. Laxmi R. Thakur, holding for Mr. L. C. Patil, learned counsel waives notice for respondent Nos.1 and 2/original claimants and Mr.Morampalle, learned AGP waives notice for respondent No.3.

6 Mr. S. N. Morampalle, learned AGP for respondent No.3 has no objection to condone the delay.

7 Ms. Laxmi R. Thakur, holding for Mr. L. C. Patil, learned counsel for original claimants strongly opposed to condone the delay. She contended that no sufficient reasons are assigned for condonation of delay. Therefore, the application may be rejected.

8 For the reasons stated in the application for condonation of delay, paragraphs 3 to 5 and in the interest of justice, the delay needs to be condoned. Hence, the following order is passed:

ORDER

- I. The application is hereby allowed in terms of prayer clauses (A) and (B).
- II. The Registry to make scrutiny of the appeal as per the procedure and it be numbered.
- III. The civil application is accordingly disposed of.

[SHRIKANT D. KULKARNI, J.]

nga