

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

**CIVIL APPLICATION NO.15017 OF 2011 IN
FIRST APPEAL ST. NO. 28504 OF 2011**

Ramrao s/o Dadarao Hambir & others Applicants

Versus

The State of Maharashtra & others Respondents

Mr. Ashwin V. Sakolkar, advocate for the Applicants
Mr. S. R. Yadav Lonikar, AGP for Respondents No.1 & 2.
Mr. A. N. Gaddime, advocate for Respondent No.3.

CORAM : SANDIPKUMAR C. MORE J.

DATE : 15th September, 2022.

PC :

Heard rival submissions.

The applicants are seeking condonation of delay of only 251 days in filing the first appeal.

However, learned Counsel for Respondent No.3-acquiring body and the learned AGP for Respondents No.1 & 2 have pointed out that despite filing the delay condonation application in the year 2011, it was circulated for the first time in the year 2016. Thus, gross negligence on the part of the applicants is apparent.

Therefore, the delay of 251 days stands condoned subject to the condition that the applicants shall not claim any

interest for the aforesaid period of delay and also for delay of about five years in circulating the matter belatedly.

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

The Civil Application is accordingly disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

adb