

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (CAF) NO.2218/2021

IN

FIRST APPEAL ST. NO.715/2021

Vidarbha Irrigation Development Corporation through its Executive Engineer, Yavatmal

Vs.

Sanjay Atmaram Tarte and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Ms Anjali Agrawal, Adv. h/f Ms A.S. Athalye, Adv. for appellant
Ms H.N. Jaipurkar, AGP for respondent Nos.7 and 8

CORAM : SMT. M.S. JAWALKAR, J.

DATED : 03/08/2022

Heard.

2. The present application is filed for condonation of delay in filing the First Appeal. The delay is of 757 days.

3. Learned Counsel for respondent vehemently opposed the application. However considering the reasons, the application is allowed.

4. Considering the reasons stated in paragraph Nos.3 and 4 of the application, I am satisfied that there is no intentional delay and due to administrative procedure the delay has been caused.

5. Delay in filing First Appeal is hereby condoned.

6. Civil Application is allowed and disposed of.

7. Registry is directed to register the First Appeal.

CIVIL APPLICATION (CAF) NO.2219/2021

On undertaking given by the learned Counsel for appellant on instructions that decretal amount will be deposited in the Court within two weeks, the interim stay is granted to the effect and operation of the impugned judgment dated 17/09/2018 in LAC No.20/2008, during the pendency of this appeal, subject to deposit the decretal amount.

2. The application is disposed of accordingly.

JUDGE

R.S. Sahare