

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

CIVIL APPLICATION (CAF) NO. 1818 OF 2022

IN

FIRST APPEAL (ST) NO. 12648 OF 2022

Executive Engineer, Zilla Parishad, Irrigation Division, Yavatmal

Vs.

Smt. Laxmi Sanjay Kanoje and Ors.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Mr. A.V. Pande, Advocate h/f Mr. B.R. Damodar, Advocate
for appellant.

Ms. Trupti Udeshi, AGP for respondent Nos.2 & 3.

CORAM : ABHAY AHUJA, J.

DATE : 13.10.2022.

Mr. Pande, learned counsel for the
appellant – VIDC, states that the entire amount has
already been deposited in this Court and refers to
pursis dated 06.10.2022.

Civil Application (CAF) No.1818/2022

This is an application seeking
condonation of delay of 68 days in filing the appeal
against judgment dated 22.06.2021, passed by the
2nd Joint Civil Judge Senior Division, Yavatmal, in
LAC No.77/2018, whereby the compensation

granted by the Land Acquisition Officer has been enhanced.

2. Mr. Pande, learned counsel for the appellant submits that the compensation has been enhanced to the extent of Rs.8,18,500/- per hectare towards the land and Rs.1,42,275/- towards the value of 115 trees. He submits that this is exorbitant considering the material on record that has been adduced in support of the claim.

3. Learned counsel has drawn attention of this Court to paragraphs 2 to 3 of the application for condoning the delay.

4. Ms. Udeshi, learned AGP for respondent Nos.2 and 3, has no particular objection, if the delay is condoned. The other respondents though served are not represented.

5. Having heard the learned counsel for the appellant and having perused the application, let the delay of 68 days in preferring this appeal be condoned.

6. Let the appeal be registered within a period of two weeks.

First Appeal (St) No.12648/2022

The memo of appeal along with complete annexures be served upon the respondents within a period of four weeks.

2. List the matter on **14.11.2022**.

JUDGE