

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

**CIVIL APPLICATION (CAF) NO.3096/2019**

**IN**

**FIRST APPEAL ST. NO.26397/2018**

**Vidarbha Irrigation Development Corporation Through its Executive Engineer,**  
**Bembla Irrigation Division (Previously Bembla Project Canal Division) Yavatmal**

**...Versus...**

**Vijay Manohar Kewate and others**

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

Court's or Judge's orders

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Shri S.K. Bhoyar, Advocate h/f Mrs. A.S. Athalye, Advocate for applicant  
Mrs. Mayuri Deshmukh, AGP for respondent nos.2 and 3

**CORAM : AVINASH G. GHAROTE, J.**

**DATE : 22/11/2022**

1. The civil application seeks condonation of delay of 730 days in filing the first appeal challenging the judgment of the Reference Court under Section 18 of the Land Acquisition Act.

2. The respondent no.1 is served, however, none appears. Assistant Government Pleader Mrs. Mayuri Deshmukh appears for the respondent nos.2 and 3. Accepting the reasons given in the civil application, the same is allowed. Delay in filing the first appeal is condoned. Office to register the appeal.

**FIRST APPEAL ST. NO.26397/2018**

1. Issue notice to the respondents, returnable in two weeks.
2. Assistant Government Pleader Mrs. Mayuri Deshmukh waives service of notice for the respondent nos.2 and 3. The appellant to serve the respondent no.1 by all modes of service permissible in law within that time and shall also file a private paper-book.
3. Call record and proceedings.

**(AVINASH G. GHAROTE, J.)**

Wadkar