

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 3081 OF 2023
IN FIRST APPEAL (ST) NO. 3385 OF 2023
WITH CA/3082/2023 IN FAST/3385/2023

THE EXECUTIVE ENGINEER MINOR IRRIGATION DIVISION
NO.1
VERSUS
MAHEBUB SHAH ABDUL SHAH DECEASED THR LRS

...
Mr. H.U. Dhage – Advocate for Applicant
Mr. H.P. Kshirsagar – Advocate for Respondents
....

CORAM : SANDIPKUMAR C. MORE, J.
DATE : 20th March, 2023

PER COURT :

1. Heard. Issue notice to the respondents.
2. The learned counsel – Mr. H.P. Kshirsagar causes appearance on behalf of all the respondents – claimants.
3. Heard rival submissions.
4. The appellant – acquiring body is seeking condonation of delay of 322 days, which appears to be cause due to obtaining sanctions at various stages. There is no strong objection from

other side and therefore the delay of 322 days stands condoned.

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

6. The Civil Application is accordingly disposed of.

CIVIL APPLICATION NO. 3082 OF 2023

7. Heard. Issue notice to the respondents.

8. The learned counsel – Mr. H.P. Kshirsagar causes appearance on behalf of all the respondents – claimants.

9. Heard rival submissions.

10. There shall be ad-interim relief in terms of prayer clause 'B' subject to deposit of entire compensation amount within a period of eight weeks.

[SANDIPKUMAR C. MORE]
JUDGE

Pooja K.