



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 324 OF 2020
IN CROSS OBJECTION (ST) NO.5058 OF 2019
IN FIRST APPEAL NO.2405/2016

MALLINATH GANGADHAR MAIRAN (DIED) THROUGH HIS LRS.
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

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Mr. R.V. Naiknavare, Advocate for Applicants
Mr. S.K. Shirse, AGP for Respondent – State
Mr. S.G. Sangle, Advocate for Respondent No.2
Mr. V.S. Tanwade, Advocate for Respondent Nos.3A to 3C & 4 to 7

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CORAM : NITIN B. SURYAWANSHI, J.
DATE : 12th DECEMBER, 2023

PER COURT :

1. This is an application for condonation of 1275 days in filing cross objection.
2. Learned advocate appearing for respective respondents and learned AGP for State strongly opposed the application stating that no sufficient ground is made out to condone the inordinate delay of 1275 days.
3. For the reasons stated in the application and in view of decision in *V.I.D.C., Through Executive Engineer, Minor Irrigation Works, Wardha Vs. Kawadu Narayan Tandulkar and Others, 2017 (6) Mh.L.J. 780*, application is allowed, subject to the condition that applicants shall not claim interest for delayed period of 1275 days. Cross objection be registered. Applicants to remove office objections within a period of six weeks from today.

(NITIN B. SURYAWANSHI, J.)