

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

**952 CIVIL APPLICATION NO.5769 OF 2023
IN FAST/14005/2023 WITH CA/5770/2023 IN
FAST/14005/2023**

**THE EXECUTIVE ENGINEER IRRIGATION STRENGTHENING
DIVISION
VERSUS
NIVARATTI DATTU GUND AND OTHERS**

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Mr. Dnyaneshwar Pawar, Advocate for the applicant.
Mr. B.V. Virdhe, A.G.P. for respondent Nos.2 and 3.

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CORAM : SANDIPKUMAR C. MORE, J.

DATED : 18th August 2023.

ORDER:-

IN CIVIL APPLICATION NO. 5769 OF 2023 :

1. Heard learned Counsel for the applicant Acquiring Body as well as learned A.G.P. The learned Counsel for respondent No.1 – claimant remained absent, despite appearance.
2. The appellant – Acquiring Body is seeking condonation of delay of 195 days, which appears to be caused due to obtaining sanctions at various stages. The learned Counsel for respondent No.1 claimant remained absent and therefore, the delay of 195 days stands condoned.
3. The appeal be placed for admission after removal of office objections, if any.
4. Application is accordingly disposed of.

IN CIVIL APPLICATION NO.5770 OF 2023 :

1. Heard learned Counsel for the applicant Acquiring Body.
2. The learned Counsel for respondent No.1 claimant despite appearance, remained absent.
3. There shall be interim relief in terms of prayer clause (B) subject deposit of entire amount of compensation alongwith interest, within the period of 12 weeks.

(SANDIPKUMAR C. MORE, J.)