

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

64 CIVIL APPLICATION NO.9234 OF 2023
IN FAST/22164/2023

WITH

CIVIL APPLICATION NO.9235 OF 2023
IN FAST/22164/2023

WITH

FIRST APPEAL STAMP NO.22164 OF 2023

THE EXECUTIVE ENGINEER, M.I.D. NO.1, AURANGABAD
VERSUS

UTTAM BHAULAL KUKLARE & ANOTHER

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Advocate for the applicant : Adv.S.V.Gaikwad

AGP for Respondent-State : Mr.K.B.Jadhavar

Advocate for Respondent no.1 : Mr.R.N.Pahune Patil h/f.
Mr.N.J.Pahune Patil

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CORAM : ARUN R. PEDNEKER, J.

DATE : 11.09.2023

P.C. :

**A] ORDER IN CIVIL APPLICATION FOR
CONDONATION OF DELAY:**

1] The present Civil Application is filed to condone
the delay of 333 days in filing the First Appeal.

2] The learned counsel for the respondents has no
objection to allow the present Civil Application.

3] For the reasons stated in the Civil Application, the same is allowed. Delay is condoned. Civil Application is disposed of accordingly.

B] ORDER IN CIVIL APPLICATION FOR STAY AND FIRST APPEAL :

1] Issue notice to the respondents, returnable on 20th December, 2023.

2] There shall be ad-interim stay to the impugned Award passed by the 2nd Joint Civil Judge S.D. Vaijapur in LAR No.1209 of 2010 subject to deposit of 100% award amount of compensation as directed by the Reference Court along with accrued interest thereon within 12 weeks from today.

**[ARUN R. PEDNEKER]
JUDGE**

DDC