

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

**914 CIVIL APPLICATION NO.100 OF 2022  
IN FAST/25711/2021**

**BHAGWAN SURYBHAN KESGIR  
VERSUS  
THE STATE OF MAHARASHTRA THR ITS COLLECTOR, PARBHANI  
AND OTHERS**

...  
Advocate for Applicant : Mr. Mahesh P. Kale  
AGP for Respondents – State : Mr. B. V. Virdhe  
Advocate for Respondent No.3 : Mr. Tekale Nikhil S.  
...

**CORAM : SANDIPKUMAR C. MORE, J.**

**DATE : 11.01.2023**

**PER COURT :**

Since learned counsel Mr. N. S. Tekale appeared on behalf of the Acquiring Body -respondent No.3, the earlier appearance of Mr. R.B. Gaikwad for respondent No. 3 stands discharged.

2. Heard rival submissions. The applicant is seeking condonation of delay of 869 days which appears to be caused due to his financial crisis. The learned AGP and learned counsel for the Acquiring Body strongly opposed the application on the ground that the delay is not properly explained. However, considering the statutory right of the applicant, the delay of 869 days stands condoned subject to condition that the applicant shall not claim any interest for the aforesaid period of delay.

3. Appeal be placed for admission after removal of office objections, if any.

4. The application is accordingly disposed of.

(SANDIPKUMAR C. MORE)  
JUDGE

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shp/-