

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

**936 CIVIL APPLICATION NO.16805 OF 2022
IN FAST/26745/2022**

**KAMLAKAR CHATUR PALKE
VERSUS
THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR,
OSMANABAD AND OTHERS**

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Mr. Abhijit More, Advocate for the applicant.
Mr. S.S. Dande, A.G.P. for respondent Nos.1 and 2.
Mr. Jeevan Patil, Advocate holding for Mr. G.B. Rajale,
Advocate for respondent No.3.

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CORAM : SANDIPKUMAR C. MORE, J.

DATED : 08.06.2023.

ORDER:-

1. Heard rival submissions.
2. The applicant is seeking condonation of delay of 2846 days, which appears to be caused due to his poor financial condition. The learned Counsel for the Acquiring Body and learned A.G.P. strongly opposed the application on the ground that the delay is not properly explained.
3. However, considering the statutory right of the applicant and for the reasons stated in the application, the application is allowed and the delay of 2846 days is stands condoned subject to condition that the applicant shall not claim any interest for the period of aforesaid delay.

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

5. The application is accordingly disposed of.

(SANDIPKUMAR C. MORE, J.)

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