

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (CAF) NO.1014/2023

IN

FIRST APPEAL ST. NO.965/2023

Tulshiram s/o Namdev Wakode

Vs.

The State of Maharashtra thr. District Collector, Buldhana and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri Kalyani Waware, Advocate h/f Shri R.P. Masurkar,
Advocate for appellant
Ms T.H. Udeshi, AGP for respondent Nos.1 and 3
Shri Vinay Rathi, Advocate h/f Shri P.Patil, Advocate for
respondent No.2

CORAM : SMT. M.S. JAWALKAR, J.

DATED : 09/06/2023

Present application is filed for condonation of delay of 297 days in filing First Appeal. It is submitted that applicant is financially weak person and residing in remote area. In view thereof, he was not having amount to pay court fee as well as not having sufficient knowledge about legal procedure.

2. The application is opposed by the learned Counsel for respondent. However, in view of the reasons given by the applicant, I am satisfied that there is sufficient cause to condone the delay. However, it is made clear that appellant will not be entitled to claim interest on the enhanced compensation and statutory amount for the delayed period. Accordingly, application is allowed. Delay in filing First Appeal is hereby condoned.

3. Registry is directed to register First Appeal Stamp No. 965/2023.

4. The application stands disposed of accordingly.

FIRST APPEAL STAMP NO. 965/2023

1. Heard.

2. **Admit.**

3. Ms T.H. Udeshi, learned AGP waives notice for respondent Nos.1 and 3.

JUDGE

R.S. Sahare