

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.

CIVIL APPLICATION NO.350 OF 2023

IN

FIRST APPEAL (ST.) NO.1976 OF 2023

(The Executive Engineer, Bembla Canal Division, Yavatmal Vs. Govinda Bhagwan Diwatkar & ors.)

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Shri M.M. Gaidhane, Advocate h/f Shri T.M. Zaheer, Advocate for the
appellant.
Shri M.A. Kadu, AGP for the State.

CORAM:- URMILA JOSHI-PHALKE, J.

DATED :- APRIL 5, 2023.

Heard.

2. This application is for condonation of delay of 239 days which is caused in filing the present appeal.

3. The notice of the said application are already served on the respondents.

4. Shri Kadu, learned Assistant Government Pleader is present for respondent Nos.2 and 3.

5. None present for respondent No.1.

6. Considering the reasons mentioned in the application that the appellant has to obtain the necessary approvals wherein the time was consumed, hence the delay is caused. The delay is not intentional one. Hence it is condoned.

7. Civil application is disposed of.

FIRST APPEAL (ST.) NO.1976 OF 2023

Appeal be registered.

2. **ADMIT.**
3. Learned Assistant Government Pleader waives notice for respondent Nos.2 and 3.
4. Call for R. & P.
5. The appellant to file private paper book within eight weeks after receipt of R. & P.
6. Place the matter for final hearing after filing of the paper book and its verification, as per its turn.

(URMILA JOSHI-PHALKE, J.)

**Divya*