

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

CIVIL APPLICATION (CAF) NO.792/2022

IN

FIRST APPEAL ST. NO.6797/2020

Smt. Savitribai w/o Rajhans Ambagade (dead) thr. Lrs Smt. Pramilabai w/o Anil
Moon and others

Vs.

Superintendent Engineer, Maharashtra State Road Development Corporation, Nagpur
and others

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

Court's or Judge's orders

Ms Rajkumari Rai, Advocate for applicants
Shri K.L. Dharmadhikari, AGP for respondent No.2
Shri A.M. Adtani, Advocate for respondent No.3

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

DATED : 17/07/2023

The present application is filed by Legal Representatives of original applicant for grant of leave to file First Appeal. Original applicant/claimant expired on 04/06/2010. She died during pendency of L.A.R. No.236/2004. As such, leave is granted to file First Appeal to the legal representatives of original claimant.

2. Accordingly, application stands disposed of.

CIVIL APPLICATION (CAF) ST. NO.6799/2020

1. The present application is filed for condonation of delay in filing First Appeal. There is delay of 1512 days in filing appeal. Though, I am not satisfied with the reasons given by the applicant for condonation of delay. However, in the interest of

justice, delay is hereby condoned subject to condition that the claimants are not entitled for any interest if amount of compensation so enhanced and on statutory amount. As such application is allowed.

2. The delay in filing First Appeal is hereby condoned subject to condition that claimants are not entitled for any interest on enhanced compensation and statutory amount.

3. The Registry is directed to register the First Appeal.

4. The application stands disposed of.

JUDGE

R.S. Sahare