

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

CIVIL APPLICATION (CAF) NO.1555 OF 2020

IN
FIRST APPEAL ST. NO.12317 OF 2020

Vidarbha Irrigation Development Corporatino through its Executive Engineer Bembla
Project Division, Yavatmal and another

Vs.

Avish Jugalkishor Atal and others

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

Court's or Judge's orders

Mr. M. A. Kadu, Advocate for appellants.
Ms. T. Udeshi, AGP for respondent Nos.3 and 4.

CORAM : URMILA JOSHI-PHALKE, J.
DATED : 03/01/2023

1. By preferring this appeal, appellants have challenged the judgment/award of the reference Court in Land Acquisition Case No.186 of 2010. However, while preferring the appeal delay of 2010 days has been caused. As per contention of the appellants, the delay is bonafide and un-intentional one. The appeal is not filed within time, as the appellants have followed the procedure with the higher officials. There is a reasonable and satisfactory reason for condonation of delay.

2. Though notice of the said application is served on the respondents. None appeared for respondent Nos.1, 2, and 5.

3. Ms. T. Udeshi, learned AGP waived service of notice for respondent Nos.3 and 4.

(2)

18.caf.1555.2020- 2..

4. Considering the reasons mentioned in the application, delay of 2010 days is hereby condoned.

5. Civil Application No.1555 of 2020 is disposed of.

FIRST APPEAL NO.-----/2020

1. **Admit.**
2. Call for Record and Proceedings.
3. Stand over after four weeks.

(URMILA JOSHI-PHALKE, J.)

Sarkate