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52ca1611.24

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

52 CIVIL APPLICATION NO. 1611 OF 2024
IN FAST/3177/2024

AND

CIVIL APPLICATION NO. 1612 OF 2024
IN FAST/3272/2024

SHARNAPPA BHIMRAO TIRTH

....Applicant

VERSUS

THE STATE OF MAHARASHTRA THR. COLLECTOR
OSMANABAD AND ORS.

.....Respondents

Mr. A. V. Patil, Advocate for the applicant

Mr. A. M. Phule, AGP for the respondents/State

CORAM : KISHORE C. SANT, J.

DATE : 26th JUNE, 2024

P. C.

1. This application is for condonation of delay of 2701 days caused in filing the appeal.

2. He submits that acquiring body has already preferred an appeal challenging the same impugned judgment and award. Said appeal is pending in this court.

3. Learned AGP accepts the position.

4. Since the appeal is already filed which is pending in this court, this court is inclined to allow the application.

5. In view of above, the application stands allowed. Delay stands condoned.

6. Office to register the appeal.

7. Needless to say that the applicants shall not be entitled to receive any interest on enhanced amount of compensation for delayed period.

8. Both the appeals are **admitted**.

9. Present appeals to be heard alongwith FA Nos.7154/2021 & 7276/2021.

[KISHORE C. SANT, J.]