

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD.

CIVIL APPLICATION NO. 2975 OF 2022
IN FAST/14964/2021

The Ex. Engineer, Hatnur Canal Div. Hatnur
(Now Named as Lower Tapi Project
Div. Amalner) Jalgaon

.. Applicant

Versus

Kishor Khanderao Patil and Ors.

.. Respondents

...

Advocate for the Applicant : Shri. Ajay D. Pawar
AGP for the Respondents No.3 to 5 : Smt. V. S. Chaudhari
Advocate for Respondents No. 1 & 2 : Shri. P. B. Rakhunde

...

WITH

FIRST APPEAL (ST) NO.14964/2021

...

**CORAM : R. G. AVACHAT AND
NEERAJ P. DHOTE, JJ.**

Dated : February 6, 2024

PER COURT :-

In Application :

. This is the Application for condonation of 500 days delay in
preferring the First Appeal by the Acquiring Body.

2. We have heard learned Advocate for the Acquiring Body,
learned AGP for the State and learned Advocate for the Claimants /
Respondents.

3. Learned Advocate for the Claimants / Respondents opposed to condone the delay.

4. It is not disputed that the Acquiring Body has deposited 80% of the amount awarded by the Reference Court.

5. For the reasons stated in the Application, the same is allowed. Delay of 500 days is condoned. Appeal be registered.

In Appeal :

6. Heard.

7. Appeal is **admitted**.

8. Learned Advocate Shri. P. B. Rakhunde waives service for Respondents No. 1 and 2. Learned AGP waives service for Respondents No. 3 to 5.

9. Call for Record and Proceedings.

(NEERAJ P. DHOTE, J.)

(R. G. AVACHAT, J.)

GGP