



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

**935 CIVIL APPLICATION NO. 12840 OF 2019
IN ARBAST/25969/2019**

NATIONAL HIGHWAYS AUTHORITY OF INDIA,
PROJECT IMPLEMENTATION UNIT, DHULE

VERSUS

RAJENDRA UTTAMCHAND KATARIYA AND
ANOTHER

...
Advocate for Applicant : Adv.D.P.Madkar h/f.
Adv.D.S.Manorkar

...
CORAM : ARUN R. PEDNEKER, J.

DATE : 23.04.2024

P.C. :

1] Through the respondent is served, none has entered appearance on behalf of the respondent.

2] The present Civil Application is filed to condone delay of 43 days in filing the Arbitration Appeal.

3] The learned counsel for the applicant submits that the office of applicant requires administrative approval for every important decision to be taken, thus in pursuance to obtain approval for challenging the impugned order before appellate forum the communication dated 14.05.2019 was sent to the Regional Office of NHAI at Nagpur. The learned counsel for the applicant submits in the process, the delay is caused in filing the present appeal

and the same is not intentional and deliberate act. Considering the said fact, the present civil application may be allowed.

4] For the reasons stated in the Civil Application, the same is allowed. Delay is condoned. Appeal be registered. Civil Application is disposed of accordingly.

5] List the Appeal for admission hearing on 25.06.2024.

[ARUN R. PEDNEKER]
JUDGE

DDC