



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

78 CIVIL APPLICATION NO. 1464 OF 2013
WITH
FAST/28092/2012

SHIVAJI NARAYAN GAVANE
VERSUS
THE STATE OF MAHARASHTRA AND ANR

...

Advocate for Applicant :
Mr. S. D. Jayabhar h/f. Mr. Jayabhar Dattatraya R.
AGP for Respondent/State: Mr. S. S. Dande

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CORAM : ARUN R. PEDNEKER, J.

DATE : 09th SEPTEMBER, 2024

PER COURT:

1. Heard.
2. The learned counsel for the applicant submits that due to financial constraint the applicant was not able to prefer the appeal in time. He submits that the applicant would not claim any interest on the compensation amount so also statutory benefits for the delayed period of 2302 days.
3. For the reasons stated, delay is condoned in filing the first appeal. The first appeal be registered. However, in the event, the appeal is allowed in favour of the appellant, the appellant would not be entitled

for interest, on the compensation granted, for the delayed period of 2302 days in filing the first appeal.

4. Civil Application No.1464 of 2013 for condonation of delay stands disposed of.

5. The First Appeal is **admitted**. On admission, the learned AGP waives notice for respondent no.1. Call R & P. Office objections, if any, to be removed within a period of four (04) weeks from today.

6. Tag along with First Appeal No.878 of 2010.

[ARUN R. PEDNEKER, J.]

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