

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO. 116 OF 2020
WITH
CIVIL APPLICATION NO. 117 OF 2020
IN
FIRST APPEAL (ST) NO. 22675 OF 2019**

The State of Maharashtra through The Special
Land Acquisition Officer

**...Applicant/
Appellant**

Versus

Shri. Ravindra Vishnu Mhatre & Ors.

...Respondents

**Ms. Tanaya Goswami, AGP, for the Applicant/Appellant-State.
None present for the Respondents.**

**CORAM Dr. Neela Gokhale, J.
DATED: 11th January 2024**

PC:-

1. The application seeks condonation of delay in preferring the First Appeal against the judgement and award dated 4th January 2018 passed by the learned Civil Judge, Senior Division, Alibag in L.A.R. No. 64 of 2016. The delay is of 1 year and 13 days.

2. The record indicates that the notice has been served upon the Respondents, however, none appears for them.

3. In paragraph 3 of the application, delay has been explained in detail. The reasons mentioned in the application are justified. Hence, I am inclined to allow the application. The delay of 1 year and 13 days in preferring the First Appeal is condoned.

4. Interim Application No. 116 of 2020 stands allowed. Accordingly the First Appeal is directed to be registered.

5. In view of foregoing, Interim Application No. 117 of 2020 is allowed in terms of prayer clause (b), which reads thus,

“b) That this Hon’ble Court be pleased to stay the execution, operation and implementation of the judgement and award dated 4th January 2018 passed by the learned Civil Judge, Senior Division, Alibag in Land Reference No. 64 of 2016, till the hearing and final disposal of the First Appeal.”

6. Both the applications stand disposed accordingly.

(Dr. Neela Gokhale, J.)

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