

Gaikwad RD

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO.2936 OF 2019
IN
FIRST APPEAL (ST) NO. 29520 OF 2019

Shri. Nathu Bapurao Somase	...Applicant
In the Matter Between:	
Shri. Nathu Bapurao Somase	...Appellant
<i>Versus</i>	
State of Maharashtra & Anr.	...Respondents

Mr. Kush M. Lahankar, *i/b. Mr. S. R. Ganbavale*, for the Applicant.
Ms. Tanaya Goswami, AGP, for the Respondents-State.

CORAM Dr. Neela Gokhale, J.
DATED: 10th January 2024

PC:-

1. The application seeks condonation of delay in preferring the first appeal assailing the judgment and order passed by the Civil Judge, Senior Division, Malegaon. The delay is of 4 years and 223 days.

2. Reasons for delay are enumerated in paragraph 8 of the application. Considering the averments in the said paragraph and the fact that the Applicant is a farmer seeking enhancement of amount of compensation awarded to him on the grounds that the

Special Land Acquisition Officer failed to consider the geographical location of the property, I find that there is sufficient cause to grant indulgence and condone the delay.

3. The delay of 4 years 223 days in preferring the first appeal is condoned. The application is allowed.

(Dr. Neela Gokhale, J)

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