



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (CAF) NO. 2689 OF 2023
IN
FIRST APPEAL (ST.) NO. 5419 OF 2023

VI.D.C. through its Executive Engineer, Kohala Project, Ner, Dist. Yavatmal
..VS..

Gajanan Govindrao Rathod and two others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. M.A. Kadu, Advocate for applicant/appellant.
Mr. P.P. Pendke, AGP for respondent Nos.2 and 3.

CORAM : SANJAY A. DESHMUKH, J.

DATED : 20th JUNE, 2024

This is an application under Section 5 of the
Limitation Act for condonation of delay for filing appeal.

2. Respondent No.1 is absent though served.

3. Heard learned Advocate for the
applicant/appellant and learned AGP for respondent
Nos.2 and 3.

4. For the reasons stated in the application, the
application is allowed. Delay of 113 days caused for filing
appeal is condoned.

5. The application is **disposed of**.

FIRST APPEAL (ST.) NO. 5419 OF 2023

Heard.

2. **ADMIT.**

3. Issue notice to the respondents.
4. Mr. Pendke, learned AGP waives service of notice on behalf of respondent Nos.2 and 3.
5. Call for record and proceedings.
6. Stand over after **six weeks**.

(SANJAY A. DESHMUKH, J.)

Kirtak