



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**NAGPUR BENCH, NAGPUR.**

**CIVIL APPLICATION (CAF) NO. 1614 OF 2022**

**IN**

**FIRST APPEAL (ST.) NO. 8653 OF 2020**

Dinesh S/o. Suryabhan Talware

.VS.

State of Maharashtra and others

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Office Notes, Office Memoranda of Coram,  
appearances, Court's orders of directions      Court's or Judge's orders.  
and Registrar's Orders.

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None for the appellant

Ms Kavita Bhondge, AGP for respondent Nos.1 and 2

**CORAM : G.A. SANAP, J.**

**DATE : MARCH 04, 2024.**

Heard.

2. This is an application for condonation of 329 days delay caused in filing appeal against impugned judgment and award, dated 18.01.2019 passed by the learned Civil Judge (Sr. Dn.) Yavatmal. The reasons have been stated in the application.

3. In view of the reasons, the application is allowed.

2. Delay of 329 days caused in filing appeal stands condoned.

3. It is made clear that in view of the decision in *New Okhla Industrial Development Authority Vs.*

*Rameshwar @ Ramesh Chandra Sharma (Dead), through Legal Heir and another (2022 SCC Online SC 1599)*, the original land owners/ claimants/appellants herein shall not be entitled to get any statutory benefits, including the interest payable under the Land Acquisition Act on the enhanced amount of compensation for the delayed period, in case the appeal is allowed.

4. The appeal be registered.

5. The application stands **disposed of**, accordingly.

**FIRST APPEAL (ST.) NO. 8653 OF 2020**

6. Heard.

7. **ADMIT.**

8. Learned AGP waives service of notice on behalf of respondent Nos. 1 and 2.

9. Call for record and proceedings.

10. Paper book be filed within twelve weeks from the date of receipt of record and proceedings. If the paper book is not filed within twelve weeks the appellant shall pay costs of Rs.5000/-.

(G. A. SANAP, J.)