



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

CIVIL APPLICATION NO.1759/2022 IN FIRST APPEAL ST.NO.9335/2021

The Executive Engineer, Minor irrigation Division, Pusad .Vs. Ganesh Deosing
Rathod and Others.

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

Court's or Judge's orders

Mr. K. R. Lule, Advocate for applicant.
Mr. S. D. Patil, Advocate for non applicant no.1.
Mr. S. Joshi, A.G.P. for non applicant nos. 2 and 3.

CORAM : ANIL L. PANSARE, J.
DATE : 04.01.2024

Vide order dated 29.08.2023, subject to deposit of the entire amount of compensation within eight weeks, the impugned order has been stayed. However, the amount has been not deposited. Thus, there is no stay as on today.

Parties are at liberty to take appropriate steps in this regard.

Civil Application No.1759/2022

For the reasons set out in the application, the application is allowed. Delay of 127 days in filing the appeal is condoned.

The appeal be registered and processed as per the rules.

First Appeal Stamp No. 9335/2021

Heard.

Issue notice to the respondents.

Learned counsel for the respondent no. 1 and learned A.G.P for respondent nos. 2 and 3, waive service of notice.

Parties are put to notice that the appeal may be taken up for final hearing at the admission stage. The parties are at liberty to file compilation of the documents, which they intend to rely upon.

In the meantime, call record and proceedings.

List the appeal in the week commencing from 22.01.2024.

(Anil L. Pansare, J.)

Kahale