



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

CIVIL APPLICATION [CAF] NO.1858 OF 2024

IN

FIRST APPEAL ST. NO.11439 OF 2024

[Vidarbha Patbandhare Vikas Mahamandal .vs. Smt. Anjanabai Jagde Vakode (Dead) 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. Mallika Babhulkar, Advocate h/f Mr. M.A. Kadu, Advocate for Applicant-Appellant.

Mr. Chaitanya Kulkarni, Advocate h/f Mr. Anand Deshpande, Advocate for Respondent No.1.

Mr. PP Pendke, AGP for Respondent Nos.2 and 3.

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CORAM : SANJAY A. DESHMUKH, J.

DATE : 25th OCTOBER, 2024.

1. This is an application for condonation of delay of 76 days caused for filing of the appeal. Perused the application.
2. Heard the learned advocate for both the sides.
3. Considering the reasons stated in the application, the application deserves to be allowed as the delay is not deliberately caused.
4. The application is allowed in the interest of justice.
5. The delay of 76 days is condoned.
6. The application is disposed.

Civil Application (F) No.3190/2024

1. This is an application filed by applicant-respondent no.1 for withdrawal of an amount deposited in this court by the appellant as per the award passed by the authority under the Land Acquisition Act. Perused the application.
2. Heard the learned advocates for both the sides.

3. Considering the reasons stated in the application, the application deserves to be allowed. The application is allowed in the interest of justice.

4. Registry is directed to pay 50% amount on usual undertaking and 25% amount on execution of solvent surety along with accrued interest thereon to the applicant-respondent no.1.

5. The application is disposed.

First Appeal St. No.11439/2024

1. Heard.

2. **Admit.**

3. Issue notice to the respondents.

4. Learned advocate waives notice for respondent no.1.

5. Learned Assistant Government Pleader waives notice for respondent nos.2 and 3.

6. Call for record and proceedings.

(SANJAY A. DESHMUKH, J.)