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

CIVIL APPLICATION (CAO) NO. 886 OF 2024
IN
MISC. CIVIL APPLICATION (ST.) NO. 14079 OF 2024
IN
FIRST APPEAL NO. 972 OF 2016 (D)

VIDC THR. EXE. ENGINEER, PURNA MEDIUM PROJECT, ACHALPUR DIV. ACHALPUR, AMRAVATI AND ANOTHER

–Vs. –

DILIP WASUDEORAO MOHOD AND 2 OTHERS

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

Mrs. Anjali A. Joshi, Advocate for appellant/applicant.
Shri M.A. Kadu, AGP for respondent nos. 2 and 3/State.

CORAM : SANJAY A. DESHMUKH, J.
DATED : 29/07/2024

This is an application for condonation of delay of 1125 days caused in preferring an application for restoration of the appeal.

2. Perused the application.

3. Heard learned Advocates for both sides.

4. Issue notice to the respondents.

5. Shri M.A. Kadu, learned AGP waives notice for respondent nos. 2 and 3.

6. The respondent no. 1/claimant is already served.

7. The learned counsel for the applicant submits that now, the paper book is ready.

8. Considering the various reasons stated in the application, the application deserves to be allowed in the interest of justice. As such, the application is allowed.

9. Delay of 1125 days caused in preferring the application for restoration of appeal is hereby condoned.

10. Accordingly, the application stands disposed of.

MISC. CIVIL APPLICATION (ST.) NO. 14079 OF 2024

11. This is an application for restoration of appeal dismissed for not filing of the private paper book.

12. Issue notice to the respondents.

13. Shri M.A. Kadu, learned AGP waives notice for respondent nos. 2 and 3.

14. The respondent no. 1 is already served.

15. Considering the reasons stated in the application, the application deserves to be allowed in the interest of justice. As such, the application is allowed. The appeal be restored to file.

16. The application stands disposed of.

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17. Issue notice to the respondents, returnable after two weeks.

18. Shri M.A. Kadu, learned AGP waives notice for respondent nos. 2 and 3.

19. The learned counsel for the appellant seeks two weeks' time to file paper book. Two weeks' time is granted.

(SANJAY A. DESHMUKH, J.)

B. T. Khapekar