



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

CIVIL APPLICATION (CAO) N.951 OF 2022 IN
M.C.A. ST. NO.16674 OF 2022 IN
FIRST APPEAL ST. NO.1262 OF 2013

Sopan Ramchandra Dehnikar .Vs. The State of Mah., through Collector, Amravati,
Dist. Amravati and others

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

Court's or Judge's Order

Shri V.N. Patre, Advocate for appellant.

Shri M.A. Kadu, A.G.P. for respondent Nos.1 and 2/State.

CORAM : SANJAY A. DESHMUKH, J.
DATED : 21/06/2024

1. Heard Shri Patre, learned counsel for the appellant and Shri Kadu, learned A.G.P. for the respondent Nos.1 and 2/State.

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

3. It is made clear that in view of the decision in the case of *New Okhla Industrial Development Authority v. 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 payment under the Land Acquisition Act on the

enhanced amount of compensation for the delayed period, in case the appeal is allowed.

4. For the reason stated in the application, the application is **allowed**.

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

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6. The learned Advocate for the appellant is ready to submit the paper book within **four weeks**.

7. Leave is granted as prayed for.

(SANJAY A. DESHMUKH, J.)