



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

CIVIL APPLICATION (CAF) NO.3016 OF 2024 IN
FIRST APPEAL ST. NO.22244 OF 2023

VIDC, Amravati and another .Vs. Gopal Ramkrushna Bhagwantrao Ingle 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 U.A. Gosavi, Advocate for appellants.

Ms Mukta Kavimandan, A.G.P. for respondents/State.

Shri P.L. Rathi, Advocate for respondent No.1.

CORAM : SANJAY A. DESHMUKH, J.
DATED : 17/10/2024

1. Issue notice to the respondents.
2. Shri Rathi, learned advocate waives service of notice for the respondent No.1.
3. Ms Kavimandan, learned A.G.P. waives service of notice for the respondents/State.
4. This is an application for condonation of delay of 35 days caused for filing appeal.
5. Heard learned advocates for both sides.
6. Perused the application.
7. The learned advocate for the appellants pointed out that for getting approval from the Superintending Engineer, sometime was required. He submitted that delay is not deliberately caused. He lastly prayed to allow the application.
8. The learned A.G.P. and the learned advocate for the respondent strongly objected the application.

9. It appears that, delay is not deliberately caused. The application therefore deserves to be allowed in the interest of justice. The application is **allowed**. Delay of 35 days caused for filing appeal is condoned.

10. Application is **disposed**.

CIVIL APPLICATION (CAF) NO.3017 OF 2024

1. Issue notice to the respondents.
2. Shri Rathi, learned advocate waives service of notice for the respondent No.1.
3. Ms Kavimandan, learned A.G.P. waives service of notice for the respondents/State.
4. Shri Gosavi, learned advocate for the appellants submits that within eight weeks appellants will deposit amount under the award.
5. Considering his submission, there shall be *ad-interim* stay in terms of prayer clause (i).

FIRST APPEAL ST. NO.22244 OF 2023

1. Issue notice to the respondents.
2. Ms Kavimandan, learned A.G.P. waives service of notice for the respondents/State.
3. Shri Gosavi, learned advocate waives service of notice for the respondent No.3.
4. **Admit.**
5. Cross objection be registered accordingly.

(SANJAY A. DESHMUKH, J.)