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

CIVIL APPLICATION (CAF) NO. 1938 OF 2024
IN
FIRST APPEAL ST. NO. 13904 OF 2024

SHRI AJAB S/O ANANDA INGLE
Vrs.
THE STATE OF MAHARASHTRA AND OTHERS

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

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Shri S. V. Ingole, Advocate for applicant/appellant.
Shri P. P. Pendke, AGP for respondent Nos.1 and 2.
Shri M.A.Kadu, Advocate for respondent No.3.

CORAM: SANJAY A. DESHMUKH, J.
DATE : 25/07/2024.

1. This is an application for condonation of delay of 1903 days caused for preferring the appeal.

2. Issue notice to the respondents.

3. Shri P.P. Pendke, learned AGP waives service of notice for respondent Nos.1 and 2.

4. Shri M.A. Kadu, learned Advocate waives service of notice for respondent No.3.

5. Perused the application.

6. Heard learned Advocates for both sides.

7. Considering the peculiar set of facts, it would be proper to condone the delay, in the interest of justice. The delay of 1903 days for preferring this appeal is condoned with condition that the applicant shall not be entitled for interest on the amount of compensation, if any enhanced by the Court along with other benefits in view

of Judgment of Hon'ble Supreme Court 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).**

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8. Issue notice to the resondents.

9. Shri P.P. Pendke, learned AGP waives service of notice for respondent Nos.1 and 2.

10. Shri M.A. Kadu, learned Advocate waives service of notice for respondent No.3.

11. Stand over to 02/08/2024.

[SANJAY A. DESHMUKH, J.]

Choulwar

Signed by: V.M. Choulwar (VMC)
Designation: PS To Honourable Judge
Date: 29/07/2024 15:34:24