



IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

28 CIVIL APPLICATION NO. 6011 OF 2024
IN FAST/5120/2024
WITH
CIVIL APPLICATION NO. 6012 OF 2024
IN FAST/5122/2024

NATTHU SAKHARAM PATIL DIED THR LRS SULOCHNA NATTHU DESLE AND
ORS
VERSUS
THE STATE OF MAHARASHTRA AND ORS

...
Advocate for Applicants : Mr. Jay Raundale h/f Mr. More Kumar Gaurav M.
AGP for Respondent Nos. 1 to 3/State : Mr. D.B. Bhangre
Advocate for Respondent No. 4 : Mr. Patil Sandesh R.
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CORAM : S. G. CHAPALGAONKAR, J.
Dated : 19.03.2025

PER COURT :-

1. Heard learned Advocates appearing for respective parties.
2. Applicants seek condonation of delay of 1657 days caused in filing appeal respectively.
3. Applicants are Original Claimants in Land Acquisition Reference No. 138 of 2005. Present appeal is filed seeking enhancement of compensation. Perusal of application shows that delay has been occasioned on account of financial duress and lack of procedural knowledge. Applicants have not derived any advantage by making delay.
4. Learned Advocate appearing for respondents strongly opposes for condonation of delay contending that reasons are not adequate.
5. Having considered submissions advanced and reasons as stated in the application sufficient cause is made out. Further interest of

respondents can be protected by imposing certain conditions. In result following order :

ORDER

- (i) Civil Application stands allowed.
- (ii) Delay of 1657 days caused in filing appeals stands condoned subject to condition that applicants shall file undertakings to Registrar (Judicial) of this Court that they shall not claim statutory benefit and interest in case compensation is enhanced in appeal.
- (iii) Both applications stand allowed and disposed in aforesaid terms.

(S. G. CHAPALGAONKAR)
JUDGE

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