

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD.

937 CIVIL APPLICATION NO. 7007 OF 2022
IN FAST/16636/2020

Ex. Engineer, V.p.d. No. 1 Nanded Now Lendi Project Div. Degloor, Under
Gmidc Aurangabad And Ors

VERSUS

Nishikant Vishwanath Kothare And Ors

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Mr. B. R. Surwase - Advocate for Applicant

Mrs. Chincholkar - Advocate for Respondent Nos. 1 to 3

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WITH
CIVIL APPLICATION NO. 7040 OF 2022 IN FAST/16636/2020

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CORAM : NEERAJ P. DHOTE, J.

DATED : 13TH MARCH 2025

PER COURT : -

1. This is an Application for condonation of 301 days delay caused in preferring the First Appeal by the Acquiring Body, against the Judgment and Award passed by the Reference Court in the Land Acquisition proceedings.

2. Learned Advocate for the Applicants submits that, since the Acquiring Body had moved an Application under Sections 151 and 152 of the Civil Procedure Code for correction of the operative order in respect of the interest, they could not prefer First Appeal within the stipulated time and as the said proceedings took time, the Application be allowed.

3. Learned Advocate for Respondent Nos. 1 to 3 opposes the Application.

4. After hearing both sides and perusing the Application, the Application is allowed in terms of prayer clause 'B', subject to the Applicants depositing costs of Rs. 500/- [Rupees Five Hundred] to the Bar Association of Reference Court i.e. Court of Civil Judge Senior Division, Mukhed.

[NEERAJ P DHOTE]
JUDGE