

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

**136 CIVIL APPLICATION NO. 9345 OF 2025
IN X-OBJST/20657/2025
WITH**

**VISHWANANTH SIDRAM MULE DECEASED THROUGH HIS HEIRS
BABU VISHWANATH MULE AND ORS**

VERSUS

**THE STATE OF MAHARASHTRA THR THE COLLECTOR,
OSMANABAD AND ORS**

...

Advocate for Applicants : Mr. Saisagar Ambilwade h/f Mr.
Shashikiran N. Patil

AGP for Respondent Nos. 1 & 2 : Mr. B.A. Shinde

Advocate for Respondent No. 3 : Mr. Uday S. Malte (Thru V.C.)

...

**CORAM : SHAILESH P. BRAHME, J.
DATE : 02.09.2025**

PER COURT :

ORDER ON DELAY CONDONATION APPLICATION :

1. The applicants are seeking condonation of delay of 444 days caused in preferring Cross Objection.
2. For the reasons stated in the application, delay is sought to be condoned. The applicants are ready to waive interest and statutory benefit for the delayed period.
3. The application is contested by the respondent/Acquiring Body. The averments in the applicant have not been controverted and the applicants are ready to give up interest and statutory benefit for the delayed period.

4. Appeal preferred by the Acquiring Body is admitted.
5. The Civil Application is allowed. Delay stands condoned on condition that in case the Cross Objection is allowed the applicants shall not be entitled to receive interest and statutory benefit for the delayed period of 444 days.
6. The Cross Objection be registered.

ORDER IN CROSS OBJECTION :

7. Heard the learned Advocate for the parties.
8. Learned AGP waives service of notice for respondent Nos. 1 & 2 and Mr. Malte, learned Advocate waives service of notice for respondent No. 3.
9. Stand over to 30.09.2025.

(SHAILESH P. BRAHME)
JUDGE

mahajansb/