

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

CIVIL APPLICATION NO.3395 OF 2022
IN FAST/31880/2019

Trambak Soma Kolhe (died)

Thr LRs Arjun and Anr

.. Applicants

Versus

The Special Land Acquisition Officer,

Jalgaon And Anr

.....Respondents

.....

Shri. Yash S. Pareek h/f. Shri. Ajeet B. Kale, Advocate for the Applicants

Shri. D. J. Patil, AGP for the Respondent No.1 / State.

Shri. S. S. Dande, Advocate for Respondent No.2 / Acquiring Body

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CORAM : NEERAJ P. DHOTE, J.

Dated : MARCH 12, 2025

PER COURT :-

. This is the Application for condonation of 3497 days delay in preferring the First Appeal against the Judgment and Award dated 08.12.2009 passed by the learned Reference Court in LAR No.1017/1998.

2. Pursuant to notice issued on the Application, the learned AGP appears for Respondent No.1 / State and the learned Advocate appears for Respondent No.2.

3. The learned Advocate for the Applicants submits that the Applicants are the poor farmers and their land has been acquired and due to financial constraint, they could not approach this Court within the stipulated period.

4. The Application is opposed by the learned AGP for Respondent No.1 / State and learned Advocate for Respondent No.2.

5. Perusal of the Application shows that the grounds in support of delay are mentioned in paragraph no.3. By considering the grounds in the Application, the Application is allowed in terms of prayer clause 'B' subject to condition that the Applicants will not be entitled for the statutory benefits and the interest for the said delayed period. Appeal be registered in accordance with law. Civil Application stands disposed of accordingly.

(NEERAJ P. DHOTE, J.)

GGP