



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD  
CIVIL APPLICATION NO. 14940 OF 2019  
IN RC/878/2015**

Vishwanathappa Nagshettiappa Kapse Died Thr His Lrs  
Vijaykumar Vishwanathappa Kapse and Ors. ....Applicants

**VERSUS**

The State of Maharashtra and Anr. ....Respondents

.....

Mr. V. P. Adgaonkar, Advocate for the Applicants  
Dr. Kalpalata Patil Bharaswadkar, Addl. GP for Respondent No.1 -  
State  
Mr. Tatyasaheb Bhosle, Advocate for Respondent No.2

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**CORAM : R. G. AVACHAT &  
NEERAJ P. DHOTE, JJ.**

**DATE : 10.01.2025**

**PER COURT :**

1. This is an Application for condonation of 1532 days delay in preferring the Application for restoration of cross-objection, which was dismissed for want of removal of office objections.
2. Heard the learned Advocate for the Applicants, learned Addl. GP for Respondent No.1 - State and the learned Advocate for Respondent No.2.
3. The cross-objection is filed in the Appeal by the Acquiring Body. We see no legal impediment in allowing the Application. Hence, we allow the Application in terms of prayer clauses - 'B' and 'C', subject to the payment of costs of Rs.2000/- [Rupees Two Thousand] to be paid to the High Court Legal Services Sub-Committee, Aurangabad.

4. It is made clear that, the Applicants - Claimants shall not be entitled for the interest for the said period in case the cross-objection is allowed. An undertaking in that regard shall be submitted by the Applicants - Claimants.

5. Application is disposed of accordingly.

**[NEERAJ P. DHOTE, J.]**

**[R.G. AVACHAT, J.]**

Sameer/Jan-2025