



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

5 CIVIL APPLICATION NO. 1488 OF 2020
IN FAST/41065/2019

THE EX. ENGINEER, M.I.D.C., JALGAON
VERSUS
PRAKASH JAGANNATH KHADKE (DIED) THR LRS
DAMAYANTI AND ORS

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Advocate for Applicant : Mr. Shrirang S. Dande.
AGP for Respondent/s-State : Mr. N. D. Raje.
Advocate for respective Respondents : Ms. Ashvini Mehetre h/f
Mr. A. B. Kale.

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CORAM : SHAILESH P. BRAHME, J.
DATE : 07.10.2025

PER COURT :-

1. Applicant seeks condonation of delay of 146 days in preferring first appeal. The averments of the application have not been controverted by the respondents. The reasons stated in the application are sufficient to condone the delay. There are no malafides on the part of the appellant in preferring appeal belatedly.

2. Civil application is allowed in terms of prayer clause "B".

First Appeal

3. **Admit.**

4. Learned AGP waives service of notice for the respondents-State. Learned counsel Ms. Ashvini Mehetre holding for Mr. Kale waives service of notice for respondent Nos.1A to 1C, 2 and 5.

5. Call for Record and Proceedings from the concerned Court.

6. Print is dispensed with.

(SHAILESH P. BRAHME, J.)

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