

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

**931 CIVIL APPLICATION NO. 2411 OF 2022
IN FAST/41092/2019**

RUKHMINBAI RAMKRUSHNA NAGARGOJE AND ORS

VERSUS

**THE EX. ENGINEER, (LOCAL SECTOR) MINOR IRRIGATION
DIVISION AND ORS**

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Advocate for Applicants : Adv. Laxmi R. Thakur h/f

Mr. V. N. Humbe

AGP for Respondent/State: Mr. Rajdeep D. Raut

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**CORAM : SANDIPKUMAR C. MORE, J.
DATED : MARCH 07, 2025**

ORDER:-

1. The learned A,G.P. waives service of notice for respondent No.1 Acquiring Body.
2. Heard rival submissions.
3. The applicants/claimants are seeking condonation of delay of 952 days in filing the appeal, which appears to be caused due to their poor financial condition.
4. The learned AGP strongly opposed the application on the ground that the delay is not properly explained and it is inordinate.
5. However, considering the statutory right of the applicants and for the reasons stated in the application, the application is

allowed and the delay of 952 days in this application stands condoned subject to cost of Rs. 1500/- (Rs. One thousand & Five Hundred) to be deposited with the Registry of this Court for utilization of High Court Dispensary within two weeks and also subject to condition that the applicants shall not claim any interest and statutory benefits for the period of aforesaid delay.

6. The appeal be placed for admission after removal of office objections, if any, and deposit of cost.

7. The application is accordingly disposed of .

(SANDIPKUMAR C. MORE, J.)

Y.S. Kulkarni