



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 5395 OF 2024
IN FAST/6663/2024

BHAGWAN CHAPLA RATHOD
VERSUS
THE STATE OF MAHARASHTRA, THROUGH THE
COLLECTOR, JALNA

...
Mr. Vitthal Dnyanoba Bhise, Advocate for Applicant.
Mr. V. S. Badakh, AGP for Respondents-State.
...

CORAM : S. G. CHAPALGAONKAR, J.
DATED : 25th APRIL, 2025.

P.C.:-

1. Heard learned Advocates appearing for respective parties.
2. By this application, applicant seeks to condone delay of 5600 days caused in filing Appeal.
3. Perused application and reasons as stated therein. The applicant is litigating for getting just compensation towards acquired land. The learned Advocate appearing for applicant submits that they are ready to waive interest and statutory benefit for delayed period.
4. Considering submissions advanced and law laid down by Supreme Court of India in case of *Suresh Kumar Vs. State of Haryana and Ors.*¹, delay is condoned and appeal be registered subject to condition that applicant files an undertaking to the satisfaction of Registrar (Judicial) of this Court that he shall not claim interest and statutory benefits for the delayed period. Such

¹ 2025 INSC 550.

an undertaking to be filed within a period of ten weeks from today and shall be made part of Appeal compilation.

5. Civil Application is disposed of.

(S. G. CHAPALGAONKAR)
JUDGE

Devendra/April-2025