

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION

**INTERIM APPLICATION NO. 13012 OF 2024**  
**IN**  
**FIRST APPEAL (St.) NO. 16413 OF 2023**

The State of Maharashtra and Another

...Applicants

**Versus**

Eknath Balkrushna @ Krushna Kadu

...Respondent

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*Mr. Mayur Sonavane, AGP for Applicant-State.*

*Ms. Deepa Punde i/b Mr. Sachin Punde for the Respondent.*  
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**Coram : Sharmila U. Deshmukh, J.**

**Date : 17<sup>th</sup> March, 2025.**

**P. C. :**

1. Interim Application has been preferred seeking condonation of delay of 324 days caused in preferring the First Appeal.
2. Mr. Sonavane, learned AGP would submit that impugned judgment and award was passed on 18<sup>th</sup> February, 2022 and as per the order of Apex Court in suo motu Writ Petition No. 3 of 2020, the period of limitation was extended up to February, 2022. He submits that due to intervening COVID-19 pandemic, offices were functioning partially and it is only in December, 2022 that sanction was granted by Law and Judiciary Department, Mantralaya to file the Appeal. He would submit that thereafter, requisite funds were called from Office of Collector

and the Appeal came to be filed and as such, there is delay of 324 days.

**3.** Ms. Punde, learned counsel appearing for the Claimants does not seriously oppose the Application and submits that the Claimants have already filed the Appeal.

**4.** Paragraph No. 3 of the Application specifically pleads about permissions which were required to be obtained and dates on which, same were obtained. As such, delay has been sufficiently explained and deserves to be condoned and is hereby, condoned.

**5.** Interim Application is allowed.

**[Sharmila U. Deshmukh, J.]**