



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

FIRST APPEAL (STAMP) NO. 709 OF 2025

(The Executive Engineer Jigaon Project Dam & Rehabilitation Division vs. Rustam Uttam
Sabe (Dead) through LR's and others)

*Office Notes, Office Memorandum of Coram,
appearances, Court's orders of directions,
and Registrar's orders.*

Court's or Judge's order

Ms.Ashwini Athalye, Advocate for appellant.
Mrs.Hemlata Dhande, AGP for respondents No.6 and 7.

CORAM : ABHAY J. MANTRI, J.

DATE : JULY 23, 2025

CIVIL APPLICATION (F) NO. 1960 OF 2025

- 1) The appellant filed this application seeking condonation of delay caused in filing the appeal.
- 2) Issue notice to the respondents, returnable after six weeks.
- 3) Learned Assistant Government Pleader waives service of notice on behalf of respondents No. 6 and 7.

CIVIL APPLICATION (F) NO. 1961 OF 2025

- 1) The appellant has filed this application to stay the effect and operation of the impugned judgment passed by the learned Reference Court.
- 2) Learned counsel for the appellant submitted that the appellant has already deposited the entire awarded amount of compensation along with interest before the learned Authority vide Cheque dated 12/11/2024 and accordingly tendered across

the bar a pursis dated 23/07/2024. The same is taken on record and marked as 'X' for identification purposes. Therefore, she urged for a grant of stay to the proceedings.

3) Having considered the above facts and reason disclosed in the application, the application is allowed in terms of prayer clause (i).

4) Accordingly, the application is disposed of.

(ABHAY J. MANTRI, J.)

KOLHE