



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

**36 CIVIL APPLICATION NO. 3989 OF 2024
IN FAST/3292/2024**

SUNDAR NATHRAO DAVNE

VERSUS

**THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR
JALNA AND ORS.**

AND

**37 CIVIL APPLICATION NO. 4306 OF 2024
IN FAST/3414/2024**

**VASHISHT VINAYAK DAWANE DIED THR LRS MIRA VASHIST
DAVNE AND ANR**

VERSUS

**THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR
JALNA AND ORS.**

AND

**38 CIVIL APPLICATION NO. 6019 OF 2024
IN FAST/11658/2024**

BABAN NATHARAV DAWANE

VERSUS

**THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR,
COLLECTOR OFFICE, JALNA**

AND

**39 CIVIL APPLICATION NO. 6145 OF 2024
IN FAST/7520/2024**

PRAHLAD PRATAP RATHOD

VERSUS

**THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR
JALNA AND ORS.**

AND

**41 CIVIL APPLICATION NO. 5658 OF 2025
IN FAST/6661/2025**

KONDIRAM LACHHU RATHOD

VERSUS

**THE STATE OF MAHARASHTRA THROUGH COLLECTOR
JALNA AND ORS**

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Advocate for Applicants : Mr. Kakde S. M.
AGPs for Respondent/s-State : Mr. N. D. Raje, S. V. Hange, Mr.
S. N. Morampalle, respectively.

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CORAM : SHAILESH P. BRAHME, J.
DATE : 25.02.2026

PER COURT :-

1. Heard both sides.
2. Applicants seek to condone delay which ranges from 1795 to 2829 in preferring appeals.
3. For the reasons stated in the applications, delay is sought to be condoned. The applicants are ready to give up interest and statutory benefits for the delayed period.
4. Applications are contested by the respondents. In couple of matters, even affidavit-in-reply is also filed contesting the applications.
5. The applicants are the land owners who are deprived of their properties and legitimate compensation. They are ready to give up interest and statutory benefits. There is no reason to infer any malafides on their part in preferring appeals belatedly. For the reasons stated in the applications, I find it fit to condone the delay on certain conditions. The delay stands

condoned on condition that the applicants shall not be entitled to interest and statutory benefits for the delayed period as well as for the period of lapses from the date of filing of applications till securing of the first order.

6. It reveals from record that though appeals are filed those were not circulated for considerable period the lapses are attributable to the applicants which is provided in the following chart :

Sr. No	Particulars	CA.No	No of Days delay	Date of filing	Date of 1 st order date
36	Sundar Nathrao Davne V/s The state of Maharashtra.	CA/3989/2024	1798	30/01/2024	18/08/2025
37	Vashisht Vinayak Dawane (Died) Thr lrs V/s The state of Maharashtra	CA/4306/2024	1805	31/01/2024	18/08/2025
38	Baban Natharav Dawane V/s The state of Maharashtra	CA/6019/2024	1950	18/04/2024	18/08/2025
39	Prahlad Pratap Rathod V/s The state of Maharashtra.	CA/6145/2024	1795	08/03/2024	20/08/2025
41	Kondiram Lachhu Rathod V/s The state of Maharashtra.	CA/5658/2025	2829	26/02/2025	20/08/2025

7. Civil applications are allowed by condoning delay on condition that applicants shall not be entitled to interest and the statutory benefits for the delayed period as well as the period for lapses.

First Appeals

8. **Admit.**

9. Learned AGPs waive service of notice for respondents/State.

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

11. Print is dispensed with.

12. Appellants shall not be entitled to interest and statutory benefits for the delayed period as well as period of lapses.

(SHAILESH P. BRAHME, J.)

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vmk/-