



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

60 CIVIL APPLICATION NO. 10162 OF 2023

IN FAST/15721/2023

TUKARAM LACCHU RATHOD

VERSUS

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

AND

61 CIVIL APPLICATION NO. 10415 OF 2023

IN FAST/19576/2023

**JANKIRAM DHONDIRAM RATHOD (DIED) THR LRS. ANITA
JANKIRAM RATHOD**

VERSUS

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

AND

63 CIVIL APPLICATION NO. 14036 OF 2023

IN FAST/26315/2023

JANKIRAM @ JANU SAKLAL RATHOD

VERSUS

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

AND

66 CIVIL APPLICATION NO. 13975 OF 2024

IN FAST/28204/2024

**RAMA GUNA THORAT (DIED) THR. LRS BHAGWAN RAMA
THORAT AND ORS**

VERSUS

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

AND

67 CIVIL APPLICATION NO. 13982 OF 2024

IN FAST/28213/2024

SATISH BHIKAJI KENDHALE

VERSUS

THE STATE OF MAHARASHTRA, THROUGH THE

COLLECTOR, JALNA AND ORS

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

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CORAM : SHAILESH P. BRAHME, J.

DATE : 10.03.2026

PER COURT :-

1. Issue notice to the respondents.
2. Learned AGPs waive service of notice for the respondents/State Authorities.
3. Applicants are praying for condonation of delay in preferring first appeals. They are ready to give up interest and statutory benefits for the delayed period.
4. Learned AGP oppose the applications. It is submitted that there are lapses on the part of the applicants who did not circulate the matters after filing it.
5. The contents of the applications have not been traversed by the respondents. There is no reason to infer any malafides on the part of the applicants. They are ready to give up interest and statutory benefits for the delayed period. They are liable for the lapses because matters were not promptly circulate for

securing first order. The delay stands condone on condition that applicants shall not be entitled to interest and statutory benefits as well as for the lapses which are as follows :

Sr. No.	Civil Application No.	Days of Delay	Date of filing	Date of 1 st order
60	10162/2023	2435	15.05.2023	05.09.2024
61	10415/2023	2507	27.06.2023	05.09.2024
63	14036/2023	2560	22.08.2023	05.09.2024
66	13975/2024	859	08.10.2024	18.08.2025
67	13982/2024	859	08.10.2024	18.08.2025

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

First Appeals

7. **Admit.**

8. Learned AGP waives service of notice for respondents/State Authorities.

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

10. Print is dispensed with.

11. The 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/-