



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

43 CIVIL APPLICATION NO. 2422 OF 2025

IN FAST/1868/2025

SANGITA RUSHIKUMAR WAGHMARE

VERSUS

THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR
JALNA AND ORS.

AND

44 CIVIL APPLICATION NO. 2757 OF 2025

IN FAST/1941/2025

DILIP UTTAM RATHOD AND ORS

VERSUS

THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR
JALNA AND ORS.

AND

45 CIVIL APPLICATION NO. 2768 OF 2025

IN FAST/1899/2025

NAGORAO SHRIPATI WAGHMARE (DIED) THR. LRS
PRABHAKAR NAGORAO WAGHMARE AND ORS

VERSUS

THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR
JALNA AND ORS.

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

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CORAM : SHAILESH P. BRAHME, J.

DATE : 23.01.2026

PER COURT :-

1. Applicants seek to condone delay in preferring first appeals.

2. There are lapses on the part of the applicants also in securing first order after filing of the applications. Applicants are ready to forego interest and statutory benefits for the delayed period.

3. Following are the material particulars necessary to decide the applications :

Sr. No.	Civil Application No.	No. of Days Delay	Date of Filing application	Date of 1st order date
43	2422/2025	960	15/01/2025	19/08/2025
44	2757/2025	1881	15/01/2025	19/08/2025
45	2768/2022	652	15/01/2025	19/08/2025

4. The applications are contested by respondents. It is submitted that applicants are not entitled to interest and statutory benefits for the delayed period as well as period of lapses.

5. The averments of the applications have not been controverted. There is no reason to infer any malafides. In present first appeals the lapses are marginal and condonable. The delay stands condone on condition that applicants shall not be entitled to interest and statutory benefits for the delayed period as well as period of lapses from the date of filing of application to date of securing first order.

6. Civil applications for delay are allowed.

First Appeals

7. **Admit.**

8. Learned AGPs waive service of notice for the 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/-