



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

**CIVIL APPLICATION NO. 14036 OF 2024
IN
FIRST APPEAL STAMP NO. 26264 OF 2024**

Kashinath Manohar Rajbinde
Since deceased through his L.Rs.
Dwarka Kashinath Rajbinde and others .. Applicants

Versus

The State of Maharashtra, through the
Collector, Jalna and others .. Respondents

**WITH
CIVIL APPLICATION NO. 3477 OF 2026
IN
FIRST APPEAL STAMP NO. 6019 OF 2022**

Devidas Bhaurao Karpe
Since deceased through his L.Rs.
Chaturabai Karpe and others .. Applicants

Versus

The State of Maharashtra, through the
Collector, Jalna and others .. Respondents

**WITH
CIVIL APPLICATION NO. 3478 OF 2026
IN
FIRST APPEAL STAMP NO. 6013 OF 2022**

Sopan Bapurao Rajbinde
Since deceased through his L.Rs.
Ramkala Sopan Rajbinde and others .. Applicants

Versus

The State of Maharashtra, through the
Collector, Jalna and others .. Respondents

**WITH
CIVIL APPLICATION NO. 4191 OF 2024**

**IN
FIRST APPEAL STAMP NO. 2346 OF 2024**

Shivaji Govindrao Panage .. Applicant

Versus

The State of Maharashtra, through the
Collector, Jalna and others .. Respondents

**WITH
CIVIL APPLICATION NO. 2755 OF 2025
IN
FIRST APPEAL STAMP NO. 2340 OF 2024**

Vikram Babpurao Choudhary
and another .. Applicants

Versus

The State of Maharashtra, through the
Collector, Jalna and others .. Respondents

**WITH
CIVIL APPLICATION NO. 13224 OF 2025
IN
FIRST APPEAL STAMP NO. 24695 OF 2025**

Prakash Babasaheb Kharat .. Applicant

Versus

The State of Maharashtra, through the
Collector, Jalna and others .. Respondents

**WITH
CIVIL APPLICATION NO. 12551 OF 2025
IN
FIRST APPEAL STAMP NO. 24688 OF 2025**

Indar Babasaheb Kharat .. Applicant

Versus

The State of Maharashtra, through the
Collector, Jalna and others .. Respondents

WITH

CIVIL APPLICATION NO. 4196 OF 2024
IN
FIRST APPEAL STAMP NO. 2354 OF 2024

Sundar Abhiman Rajbinde
Since deceased through his L.Rs.
Indrabai and others .. Applicants

Versus

The State of Maharashtra, through the
Collector, Jalna and others .. Respondents

WITH
CIVIL APPLICATION NO. 2763 OF 2025
IN
FIRST APPEAL STAMP NO. 1761 OF 2024

Shahurao Bapurao Rajbinde .. Applicant

Versus

The State of Maharashtra, through the
Collector, Jalna and others .. Respondents

WITH
CIVIL APPLICATION NO. 4167 OF 2024
IN
FIRST APPEAL STAMP NO. 1934 OF 2024

Asaram Shrirangrao Chavhal .. Applicant

Versus

The State of Maharashtra, through the
Collector, Jalna and others .. Respondents

WITH
CIVIL APPLICATION NO. 4293 OF 2024
IN
FIRST APPEAL STAMP NO. 2345 OF 2024

Govind Ashroba Panage .. Applicant

Versus

The State of Maharashtra, through the
Collector, Jalna and others .. Respondents

**WITH
CIVIL APPLICATION NO. 4291 OF 2024
IN
FIRST APPEAL STAMP NO. 2353 OF 2024**

Dinkar Tryambak Rajbinde .. Applicant

Versus

The State of Maharashtra, through the
Collector, Jalna and others .. Respondents

**WITH
CIVIL APPLICATION NO. 14044 OF 2024
IN
FIRST APPEAL STAMP NO. 26261 OF 2024**

Rustum Bapurao Rajbinde .. Applicant

Versus

The State of Maharashtra, through the
Collector, Jalna and others .. Respondents

Shri D. A. Bide, Advocate for the Applicants in all matters.
Shri S. V. Hange, A.G.P. for the Respondent Nos. 1 and 2 in all matters.
Shri S. G. Bhalerao, Advocate for the respondent No. 3 in all matters.

CORAM : SHAILESH P. BRAHME, J.

DATE : 18TH APRIL, 2026.

FINAL ORDER :

. Heard learned counsel for the applicants, learned A. G. P. for the respondents/State and the learned counsel for the acquiring body.

2. Applicants seek to condone delay ranging from 3167 to

4754 days caused in preferring first appeals. For the reasons stated in the applications the delay is sought to be condoned. It is further contended that appeals can be decided finally because these are the covered matters by earlier view taken by this Court.

3. The applications are contested by the respondents.

4. The averments of the applications have gone uncontroverted. There is no reason to infer any *mala-fides* on the part of the applicants. They are ready to give up interest and statutory benefits for the delayed period. In case of lapses on the part of the applicants, especially in Civil Application No. 3478 of 2026 in First Appeal Stamp No. 6013 of 2022 and Civil Application No. 3477 of 2026 in First Appeal Stamp No. 6019 of 2022, they are not entitled to benefits for the period of lapses also.

5. For the reasons stated in the applications, the delay stands condoned on condition that applicants shall not be entitled to claim interest and statutory benefits for the delayed period.

6. In Civil Application No. 3478 of 2026 in First Appeal Stamp No. 6013 of 2022 and Civil Application No. 3477 of 2026 in First Appeal Stamp No. 6019 of 2022 the delay stands condoned on condition that applicants shall not be entitled to claim interest and statutory benefits for the delayed period as

well as for the period of lapses from filing of application till securing of the first order.

7. Office shall register the first appeals. The civil applications are disposed of.

[SHAILESH P. BRAHME J.]

bsb/April 26