



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

Civil Application [CAF] No.2146 of 2025
in
First Appeal Stamp No.12330 of 2024

Vidarbha Irrigation Development Corporation, Amravati
vs.

Sahebrao Shriram Toley (Died), Through L.Rs. and others

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders

Ms. Ira Khisti, Advocate for the Applicant/Appellant.
Mr. Paras Rathi, Advocate for Non-Applicant/Respondent No.1.
Mr. H.D. Dubey, A.G.P. for Non-Applicant/Respondent Nos.2 & 3.

CORAM : **Y.G. KHOBRAGADE, J.**

DATE : **23rd APRIL, 2026.**

Heard the learned Counsel for the applicant, the learned Counsel for non-applicant No.1 and the learned A.G.P. for non-applicant Nos.2 and 3.

02. By the present application filed under Section 5 of the Limitation Act, 1963, the applicant-acquiring body seeks condonation of delay of 5 days caused while lodging the appeal against the judgment and award dated 25/10/2023 passed in Case No.1468/AMT/AMT/2020 by the learned Presiding Officer, Land Acquisition, Resettlement and Rehabilitation Authority, Nagpur.

03. The learned Counsel appearing for non-applicant No.1 has not seriously objected to the condonation of delay of 5 days. The learned A.G.P. submits that suitable order may be passed.

04. For the reasons and explanation offered in the application, the delay of 5 days caused while lodging the appeal is hereby condoned.

05. The Office to register the appeal. The application is allowed and disposed of accordingly.

First Appeal St. No.12330/2024:

By the present appeal, the appellant-acquiring body takes exception to the judgment and award dated 25/10/2023 passed in Case No.1468/AMT/AMT/2020 by the learned Presiding Officer, Land Acquisition, Resettlement and Rehabilitation Authority, Nagpur.

02. Issue notice to the respondents, returnable on 25th June, 2026.

03. Learned Counsel Mr. Parag Rathi waives service of notice for respondent No.1 and learned A.G.P. Mr. H.D. Dubey waives service for respondent Nos.2 and 3.

04. Call for the record and proceedings.

05. In the meantime, the appellant shall file private paper-book.

Civil Application [CAF] No.1459/2025:

By the present application, the applicant-acquiring body seeks time to deposit the entire amount of compensation by Cheque No. 265055 dated 16/03/2026, to the tune of Rs.39,88,373/-.

02. Accordingly, two weeks' time is granted to deposit the said amount.

03. The Office is directed to accept the same. The application is allowed and disposed of accordingly.

JUDGE

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