



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

CIVIL APPLICATION (CAF) NO.247 OF 2026
WITH CIVIL APPLICATION (CAF) NO.248 OF 2026
IN
FIRST APPEAL (STAMP) NO.1315 OF 2025

EXECUTIVE ENGINEER, JIGAON PROJECT, SHEGAON (JIGAON
PROJECT, DAM AND REHABILITATION DIV. SHEGAON)

VERSUS

SURESH S/O SHRIDHAR SABE AND OTHERS

Office Notes, Office Memoranda of Coram, Appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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Mr. V.B. Rathi h/f Mr. P. Patil, Advocate for Appellant.
Mr. S.C. Joshi, AGP for Respondent Nos.2 & 3-State.

CORAM : PRAFULLA S. KHUBALKAR, J.

DATED : 12th January 2026

1. Heard learned Advocate for the appellant.
2. This is an application for condonation of delay of 36 days in filing statutory appeal.
3. Issue notice to the respondents.
4. Advocate Mr. S.S. Dalvi, appears for respondent No.1 and waives service of notice on behalf of respondent No.1. Learned AGP waives service of notice on behalf of respondent Nos.2 and 3-State.
5. Learned Advocate for the appellant submits that the delay of 36 days occurred on account of administrative reasons in seeking necessary approvals and permissions in filing statutory appeal.
6. Having regard to the contents of the application and submissions advanced, the delay of 36 days does not appear to be

intentional. Therefore, the application is allowed and the delay of 36 days in filing statutory appeal is condoned.

7. The civil application is accordingly disposed of.

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8. By this application filed under Order 41, Rule 5 of C.P.C., the appellant seeks stay to the Judgment and Award dated 20.09.2024, passed by the Reference Court at Nagpur.

9. Issue notice to the respondents.

10. Advocate Mr. S.S. Dalvi, appears for respondent No.1 and waives service of notice on behalf of respondent No.1. Learned AGP waives service of notice on behalf of respondent Nos.2 and 3-State.

11. Subject to the appellant depositing the entire amount of compensation along with interest, in this Court, within a period of ten weeks from today, there shall be ad-interim stay to the impugned Judgment and Award, till next date.

(PRAFULLA S. KHUBALKAR, J.)

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