

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

943 CIVIL APPLICATION NO. 14958 OF 2019
IN FAST/36573/2019

Mukunda Mahipat Choudhary

VERSUS

The State Of Maharashtra And Ors

...

Ms. Nima R. Suryawanshi - Advocate for Applicant

Mrs. B. B. Gunjal - AGP for the State

Mr. Ajay Pawar - Advocate for Respondent No. 3

...

CORAM : NEERAJ P DHOTE, J.

DATED : 06TH MAY, 2026

PER COURT : -

CIVIL APPLICATION NO. 14958 OF 2019: -

1. This is an application for condonation of delay of 3815 days in filing the Appeal by the Claimants for enhancement under the Land Acquisition Act.

2. According to the learned Advocate for the Applicant, due to lack of knowledge, the Applicant could not file the Appeal within the prescribed time. She submits that the Applicant will not claim interest for the delayed period, including the delay in filing and circulating the matter. She submits that the Application be allowed.

3. It is submitted by the learned Advocate for the Acquiring Body that the delay is exorbitant and that the Application is of 2019 and has been circulated after several years and, therefore, the interest as well as the statutory benefit for the said delayed period should not be granted, and the Application be rejected.

4. Learned AGP submits that an appropriate order be passed.

5. Considering the above submissions and the nature of the proceedings, this Application is allowed in terms of prayer clause 'B' thereof.

6. The Applicant shall not be entitled to interest and statutory benefits for the delayed period and period till today, as the matter was not circulated after filing.

7. The Office shall register the Appeal.

FIRST APPEAL [ST] NO. 36573 OF 2019: -

8. This is an Appeal under Section 54 of the Land Acquisition Act.

9. Issue notice to the Respondents. Learned AGP waives service of notice for Respondent Nos. 1 and 2. Mr. Ajay Pawar, learned Advocate, waives service of notice for Respondent No. 3.

10. Call for the Record and Proceedings with paper book from the learned Reference Court.

11. The parties agree that since the Appeal is old, the same may be heard finally at the stage of admission itself, since the connected Appeals are listed for final hearing.

12. Stand over to 23rd June, 2026.

[NEERAJ P. DHOTE]
JUDGE

SG Punde