

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

64 CIVIL APPLICATION NO. 292 OF 2016  
IN FAST/37622/2015 WITH CA/293/2016 IN  
FAST/624/2016

DAGDU SAMBHAJI SURYWANSHI  
VERSUS  
THE STATE OF MAHARASHTRA AND ANR

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Shri. P.R. Katneshwarkar, Advocate, for applicant.

Shri. A.R. Borulkar, Assistant Government Pleader, for  
respondent No.1.

Shri. S.S. Dande, Advocate, for respondent No.2.

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**CORAM: T.V. NALAWADE, J.**

**DATE : 29<sup>th</sup> FEBRUARY 2016**

**ORDER:**

1) Heard both sides. In the first proceeding delay of 196 days is caused and in the second proceeding delay of 213 days is caused. In view of the contentions made in the applications and the submissions made this Court holds that sufficient cause is shown. However, there will be question of making payment of interest in respect of aforesaid period. Learned counsel for original claimants makes statement and gives undertaking that the claimants will not be claiming interest in respect of the aforesaid period.

2) So, the applications are allowed. Delay is condoned subject to condition that the claimants will not be claiming interest in the two matters in respect of the period of 196 days and 213 days respectively if the compensation is enhanced by this Court.

3) Notice in appeals. Learned counsel for the acquiring body and the learned Assistant Government Pleader waive notice. Call record and proceeding. Stand over to 3<sup>rd</sup> August 2016.

Sd/-  
**(T.V. NALAWADE, J. )**

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