

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

CIVIL APPLICATION NO. 16514 OF 2015
IN FA/286/2011

NIVRUTTI GOVINDA KHOTKAR AND OTHERS
VERSUS
THE EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION JALNA
AND OTHERS

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Mr. Ajit B. Kale, Advocate, for applicants.

Mr. S.B. Bhalerao, Advocate, for non-applicant no.1.

*Mr. N.B. Patil, Asst. Government Pleader, for
non-applicant no.2.*

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CORAM : A.M. BADAR, J.

DATE : 18TH DECEMBER 2015

PER COURT :

1. Heard the learned Counsel appearing for applicants as well as the learned Counsel appearing for non-applicants.
2. This is an application for vacation of the interim relief passed by this Court on 11th February 2011.
3. Perused the order dated 11-2-2011. This Court had stayed the impugned judgment and award on condition that non-applicant no.1 /

appellant should deposit entire amount under the award within 12 weeks from 11-2-2011 before the reference Court.

4. It is reported that the amount so directed is not deposited. This fact is not disputed by the learned Counsel for non-applicant no.1 / appellant.

5. Perusal of the order dated 11-2-2011 passed by this Court shows that the same is conditional order. As the amount as directed is not deposited within 12 weeks from 11-2-2011, the interim stay is automatically vacated.

6. With the above clarification, the Civil Application is disposed of.

(A.M. BADAR)
JUDGE

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