

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

FIRST APPEAL NO.109 OF 2015

Executive Enginner, Zilla Parishad, Irrigation Dvn. Yavatmal

-vs-

Methibai Sadashiv Jadhao & Ors.

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

Court's or Judge's Orders.

Shri D. A. Sonwane, Advocate for appellant.
Shri V. N. Patre, Advocate for respondent Nos.1 to 4.
Smt. M. N. Hiwase, AGP for respondent Nos.5 and 6.

CORAM : A.S.CHANDURKAR, J.

DATE : MAY 06, 2015

Heard.

Admit.

Call for record and proceedings.

Shri V. N. Patre, learned counsel waives notice on
behalf of respondent Nos.1 to 4. Smt. M. N. Hiwase, learned
Assistant Government Pleader waives notice for respondent
Nos.5 and 6.

Civil Application No.2384 of 2014

As the applicant has deposited a sum of
Rs.10,97,022/- in this Court as per order dated 23/04/2015
passed by the learned Registrar (Judicial), deficit amount of
Rs.88,536/- till remains to be deposited. Time of ten weeks
is granted to deposit said balance amount. If said amount is
deposited within a period of ten weeks from today, *ad*
interim relief granted on 05/09/2014 shall operate as interim
relief. Civil Application stands disposed of.

Civil Application No.86 of 2015

By this application, the claimants seek permission to withdraw the amount of enhanced compensation.

The application is opposed by learned counsel for the appellant on the ground that enhancement granted by the Reference Court is on a higher side.

Considering the evidence available on record, the claimants are permitted to withdraw 50% of the amount deposited in this Court subject to furnishing usual undertaking. Remaining 50% of the amount deposited is permitted to be withdrawn subject to furnishing solvent surety to the satisfaction of the Registrar (Judicial).

Civil Application stands disposed of.

JUDGE