

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

CIVIL APPLICATION (CAF) NO.105/2015

IN

FIRST APPEAL NO.969/2014

Executive Engineer, Lower Wardha Canal Division, Wardha

..Versus..

Prabhakar Dadaji Kale and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri A.V. Palshikar, Adv. for the appellant.

Shri K.R. Lule, Adv. for respondent no.1.

Shri M.A. Kadu, A.G.P. for respondents 2 and 3.

CORAM : Z.A. HAQ, J.

DATE : 3.2.2015

For the reasons stated in the application and the fact that it is not opposed by the appellant inasmuch as reply is not filed, the respondent no.1 is permitted to withdraw the amount deposited by the appellant with the Registry of this Court on filing an undertaking to the satisfaction of the Registrar (J.) of this Court that in case this Court, at the time of final hearing, finds that the respondent is not entitled for the

amount which is permitted to be withdrawn by him, the respondent no.1 shall re-deposit the amount along with interest as would be determined by this Court within the stipulated time. The balance amount shall be kept in a fixed deposit in any nationalized bank initially for the period of three years to be renewed every till the decision of the appeal. The civil application is allowed in the above terms.

JUDGE

Tambaskar.