

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

FIRST APPEAL NO.204 OF 2014

(Divisional Manager, Maharashtra State Road Transport Corporation, Nagpur ..vs.. Smt. Shubhangi
wd/o Vasant Rao Dontulwar, through her Power of Attorney Mr. Swapnil Vasant Rao Dontulwar)

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

Court's or Judge's orders

CORAM : Z.A. HAQ, J.

DATED : 12-1-2015

Heard Shri V.H. Kedar, the learned Advocate for
the appellant and Shri Atul Pande, the learned Advocate
for the respondent.

Admit.

Shri Atul Pande, the learned Advocate, waives
service of notice on behalf of the respondent.

**CIVIL APPLICATION (CAF) NOS.2504 OF 2014 & 2350
OF 2013.**

This Court by the order dated 25-2-2014 passed
on Civil Application (CAO) No.272 of 2014 has permitted
the respondent to withdraw the amount of
Rs.10,04,756/- on furnishing solvent surety to the
satisfaction of the Registrar (Judicial) of this Court. As
per the Award, an amount of Rs.10,00,000/- was
required to be invested in fixed deposit in a Nationalised
Bank for the period of seven years. However, after
hearing both the parties, this Court has permitted the
respondent to withdraw the above referred amount.

In view of the above, I am not inclined to grant the prayer made in the application for withdrawal of the balance amount. The balance amount of Rs.5,72,517/- deposited by the appellant with the Registry of this Court be invested in fixed deposit in a Nationalised Bank initially for a period of three years, to be renewed every year till the decision of the appeal. The impugned Award shall not be executed till the decision of the appeal.

The civil applications are disposed in the above terms.

JUDGE

pma