

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

CIVIL APPLICATION (CAO) NO. 1451 OF 2015

IN

CROSS OBJECTION NO. 1 OF 2014

IN

FIRST APPEAL NO. 848 OF 2012

(Dayaram Narhari Dobale Vs. State of Maharashtra & others)

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

Court's or Judge's orders

Shri V. G. Palshikar, Adv. for respondent No.3/applicant.
Shri Rao, A.G.P. for respondent Nos. 1 and 2.
Shri C. R. Najbile, Advocate for the appellant.

**CORAM : B. R. GAVAI AND
INDIRA K. JAIN, JJ.
DATED : 13 AUGUST, 2015**

The application is filed by the appellant for permission to withdraw the amount deposited in this Court by cross-objector/respondent No.3.

Taking into consideration the reasoning given by the learned Reference Court, we are inclined to allow the application partly. The appellant is permitted to withdraw 50% of the compensation amount deposited by respondent No.3 on the appellant's filing an undertaking that in the event if this Court direct the appellant to refund any amount, the appellant shall do so. Remaining amount shall be invested in the fixed deposit in any nationalized Bank initially for a period of five years and thereafter renewed from time to time.

JUDGE

JUDGE