

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

Civil Application [CAF] No.3338 of 2015
in
First Appeal No.295 of 2015

(Vidarbha Irrigation Development Corporation
vs.
Dilip Hanumant Mude and others)

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

Court's or Judge's Orders

Shri S.D. Chopde, Advocate for Applicant/Respondent No.1 & 2.
Shri S.K. Bhoyar, Advocate for Non-Applicant/Appellant.
Shri N.S. Khubhalkar, A.G.P. for Non-Applicant/Respondent Nos.3 & 4.

CORAM : R.K. DESHPANDE, J.

DATE : DECEMBER 15, 2015.

As the application is not objected, the same is
allowed.

Necessary correction be carried out forthwith.

Civil Application [CAF] No.3337/2015 :-

Heard the learned Counsel appearing for the parties.

The enhancement by the learned Appellate Court in
compensation from Rs.65,984/- per hectare to Rs.1,23,200/- per
hectare is on the basis of the sale-deeds dated 07/03/1998 and
21/12/1998, which were proximate to the notification issued
under Section 4 of the Land Acquisition Act on 03/02/1999.

In view of this, the claimants are permitted to
withdraw the amount of compensation of Rs.4,34,590/-

deposited by the appellant in this Court subject to furnishing usual undertaking before the Registrar (Judicial) of this Court for refund of the amount in case the appeal succeeds with interest thereon at the rate of Rs.6% per annum.

The civil application stands disposed of.

JUDGE

**sandesh*