

IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 619 OF 2015

IN

FIRST APPEAL NO. 78 OF 1999

THE EXECUTIVE ENGINEER, P.W.D. VI.
AND ANR.,

... Applicants

Versus

MR.ANTONIO AGNELO DULCIDONIO
ALMEIDA (DECEASED) REP. MRS.FATIMA
DAS CHAGAS GOMES AND 3 ORS.,

... Respondents

Ms. Priyanka Kamat, Addl. Government Advocate for the
Applicants.

Coram:- C. V. BHADANG, J.

Date:- 31st August, 2016

P.C.:

Heard the learned Additional Government Advocate for the
applicants. None appears for the respondents, though served.

2. First Appeal No.78/1999 filed by the applicants has been
dismissed on 20/2/2008 thereby confirming the order of the
Reference Court. By this application, the applicants are seeking
withdrawal of the amount deposited before this Court on the ground
that the respondents are executing the award passed in Execution
application no.53/2013 before the District Court at Margao. In such
circumstances, the learned Addl. Government Advocate submits that
alternatively, this Court may transfer the said amount lying before

this Court along with the interest, if any, to the Executing Court, which shall deal with the same in accordance with law. In such circumstances, the application is allowed. The office shall transfer the amount lying before this Court along with interest, if any, to the Executing Court, which shall deal with the same in accordance with law. The application is disposed of in the aforesaid terms.

3. Authenticated copy of this order be given to the parties.

C. V. BHADANG, J.

ap/-