

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

Civil Application [CAF] No.1369 of 2016

in

First Appeal No.723 of 2015

(Vidarbha Irrigation Development Corporation

vs.

Marotrao Lakhaji Khandekar 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 Tushar Darda, Advocate for the applicant/respondent No.1.
Shri Abhijit Parihar, Advocate for the non-applicant/appellant.
Shri H.R. Dhumale, A.G.P. for non-applicant/respondent Nos.2 and 3.

CORAM : A.S. CHANDURKAR, J.

DATE : APRIL 18, 2016.

Prayer is to permit the claimant to withdraw the amount of compensation.

The prayer is opposed by the counsel for the appellant on the ground that enhancement granted by the Reference Court is on a higher side.

Perused the judgment of the Reference Court.

Considering the sale instances relied upon by the Reference Court, the claimant is permitted to withdraw 50% of the amount deposited on filing usual undertaking. Remaining 50% amount is permitted to be withdrawn on furnishing solvent surety/security to the satisfaction of the Registrar (Judicial).

Civil application is disposed of.

JUDGE