

IN THE HIGH COURT OF JUDICATURE AT BOMBAY:
NAGPUR BENCH : NAGPUR
Civil Application [CAF] No. 1713 of 2016
IN
First Appeal No. 109 of 2015
[Executive Engineer, Zilla Parishad Irrigation Division, Yavatmal Vs.
Methibai Sadashiv Jadhao & others]

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

Court's or Judge's orders

Mr. V. N. Patre, Adv., for applicants - respondent nos. 1 to 4.
Mr. D.A. Sonwane, Adv., for appellant.

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CORAM : A.S. CHANDURKAR, J.

DATE : 07th October, 2016

The claimants seek modification of order dated 6th May, 2015 and seek permission to withdraw fifty per cent of the amount deposited on furnishing solvent security.

In the application, it is stated that it has not been possible for them to arrange solvent surety for fifty per cent of the amount deposited. It is, therefore, prayed that in addition to solvent surety, they be permitted to withdraw said amount by furnishing solvent security.

The application is opposed by learned counsel for the appellant on the ground that the compensation awarded is on the higher side.

The order granting permission to withdraw the amount of compensation was passed after hearing both sides. Considering averments made in the application, the claimants are permitted to withdraw the remaining fifty per cent amount on furnishing solvent security, in addition to solvent surety, as directed. Order stands modified accordingly.

Civil Application is disposed of.

Judge

[hedau]

C E R T I F I C A T E

I certify that this Judgment/Order uploaded is a true and correct copy of original signed Judgment/Order.

Uploaded by : R.B. Hedau,
Pvt. Secretary.

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