

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

Civil Application [CAF] No.3946 of 2016
in
First Appeal Stamp No.10260 of 2014

(The Executive Engineer, Lower Wardha Project Division, V.I.D.C., Wardha

vs.

Moreshwar Keshavrao Pingale and others)

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

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Court's or Judge's Orders

*Shri S.S. Godbole, Advocate for the Applicant/Appellant.
Shri S.D. Chopde, Advocate for Respondent No.1.
Shri N.R. Roade, A.G.P. for Respondent Nos.2 to 4.*

CORAM : S.B. SHUKRE, J.
DATE : 8th DECEMBER, 2016.

Heard.

For the reasons stated in the application, the application is allowed. The delay is condoned and the appeal be registered.

The application is disposed of.

First Appeal Stamp No.10260/2014 :

Heard.

Admit.

Call for record and proceedings.

Civil Application [CAF] Stamp No.10262/2014 :

Heard.

The amount has been deposited in terms of order dated 11/08/2016, the *ad interim* stay granted by this Court

shall continue till final disposal of the appeal.

The application is disposed of.

Civil Application [CAF] No.3947/2016 :

Heard the learned Counsel appearing for the parties.

In the similar matter, the Division Bench of this Court has confirmed the rate of Rs.3,500/- per orange tree on 09/01/2015 in First Appeal No.205/2006 and other connected matters.

Keeping in view the enhancement granted for acquisition of the land and the compensation for orange tree, the claimant can be permitted to withdraw 75% of the amount deposited by the appellant upon furnishing usual undertaking and the balance 25% upon furnishing solvent surety, both to the satisfaction of the Registrar (Judicial) of this Court.

The civil application stands disposed of.

*sdw

JUDGE