

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

**Civil Application [CAF] No.164 of 2016**  
**in**  
**First Appeal St. No.25714 of 2015**

*(Executive Engineer, Lower Wardha Project Division, Wardha and another*  
*vs.*  
*Babarao Mahadeo Ghotkar 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 Applicants/Appellants.*

**CORAM : R.K. DESHPANDE, J.**

**DATE : 12<sup>th</sup> JANUARY, 2016.**

Shri S.D. Chopde, the learned Counsel appearing for respondent Nos.1 to 6 waives service of notice and Shri M.M. Ekre, the learned Assistant Government Pleader waives for respondent Nos.7 to 10.

By consent of the learned Counsels appearing for the parties, the delay of three days caused in filing the appeal is condoned.

The civil application is allowed and disposed of .

**First Appeal St. No.25714/2015 :-**

Heard.

**ADMIT.**

Shri Chopde, the learned Counsel waives service of notice for respondent Nos.1 to 6 and Shri Ekre, the learned Assistant Government Pleader for respondent Nos.7 to 10.

Call for record and proceedings.

**Civil Application [CAF] No.165/2016 :**

There shall be stay in terms of prayer clause (a) of the application, which shall continue to operate pending the decision of appeal. The appellant to deposit entire decretal amount in this Court within a period of twelve weeks from today, failing which, the civil application shall stand dismissed without further reference to this Court.

The civil application stands disposed of.

**JUDGE**

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