

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.148 OF 2017
IN
CIVIL REVISION APPLICATION NO.767 OF 2013**

Vasant Balu Shinde

since deceased through LRs

Smt. Shanta Vasant Shinde and ors.

: Applicants.

Versus

Shafi Shaikh and ors.

: Respondents.

Mr. Ashraf Aziz Akhai i/by Mr. M J Bhatt for the Applicants.

Mr. R S Chahal for the Respondents.

CORAM : R. M. SAVANT, J.

DATE : 21st APRIL 2017

P.C.

1 The above Civil Application has been filed for being permitted to withdraw the amount that is deposited by the Respondents in this Court pursuant to the order dated 06/05/2015 passed in the above Civil Revision Application. The said amount is the accumulation of the rent as per the directions contained in the said order to deposit interim compensation at Rs.700/- per month. It seems that the rent for the suit premises is Rs.30/- per month. Hence the entitlement of the Applicants/landlord to the deposited amount would hinge upon the outcome of the above Civil Revision Application. It is therefore not possible to grant the relief sought by the above Civil Application. The above Civil Application is accordingly rejected. However, the Registry is directed to invest the amount lying in the deposit in a fixed deposit

of a nationalized bank initially for a period of one year to be renewed thereafter for appropriate periods as the Registry may deem fit.

[R.M.SAVANT, J]