

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

FIRST APPEAL NO.959 OF 2016

Executive Engineer, Medium Project Division, Yavatmal,

-vs-

Ravi Motiram Chavan and ors.

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

Court's or Judge's Orders.

Shri P. B. Patil, Advocate for appellant.

Shri S. V. Ingole, Advocate for respondent No.1/applicant.

Shri M. M. Ekre, AGP for respondent Nos.2 and 3.

CORAM : A.S.CHANDURKAR, J.

DATE : January 13, 2017

Heard.

Admit.

Call for record and proceedings.

Shri S. V. Ingole, learned counsel waives notice on
behalf of respondent No.1. Shri M. M. Ekre, learned
Assistant Government Pleader waives notice on behalf of
respondent Nos.2 and 3.

C.A.F. No.25/2017

Prayer is to permit the claimant to withdraw the
amount of compensation. It is submitted that in
proceedings arising out of the same award, this Court
has in F.A.No.902/2016 permitted the claimant therein
to withdraw 50% of the amount of compensation on
filing undertaking and remaining 50% of the amount of

compensation on furnishing surety/security.

In view of aforesaid claimant is permitted to withdraw 50% of the amount of compensation on filing undertaking that in case the appeal is allowed, said amount shall be repaid with interest at such rate the Court may direct. Remaining 50% amount of compensation is permitted to be withdrawn on furnishing surety/security to the satisfaction of the Registrar (Judicial).

Civil application is disposed of.

JUDGE