

IN THE HIGH COURT OF JUDICATURE AT BOMBAY:
NAGPUR BENCH : NAGPUR
Civil Application [CAF] No.481 of 2017
IN
First Appeal No.535 of 2016
[Executive Engineer, Khadakpurna Project Division, Buldana Vs.
Devidas Vikram Shingane & two others]

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

Court's or Judge's orders

Mr. K.S. Narwade, Adv., for the applicant – respondent no. 1.
 Mr. Abhijit Parihar, Adv., for the appellant.
 Mrs. Kulkarni, AGP for respondent nos. 2 and 3.

CORAM : A. S. CHANDURKAR, J.

DATE : 24th February, 2017

By this application, the applicant seeks permission to withdraw the amount of compensation deposited by the appellant.

The application is opposed by the learned counsel for the appellant.

Perused the judgment of the Reference Court. Considering the nature of evidence on record, the claimant is permitted to withdraw the amount of Rs.8,50,000-00 [rupees eight lakhs fifty thousand only] on filing an undertaking that in case the appeal is allowed, the said amount shall be repaid with interest at

such rate the Court may direct. Further amount of Rs.8,50,000-00 [rupees eight lakhs fifty thousand only] is permitted to be withdrawn on furnishing a solvent surety to the satisfaction of the Registrar [Judicial]. Rest of the amount shall be invested in a Fixed Deposit.

Civil Application is disposed of.

Judge

|hedau|