

(1)

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

**CIVIL APPLICATION (F) NO.1438 OF 2017
IN
FIRST APPEAL NO. 965 OF 2015**

V.I.D.C. Through its Executive
Engineer Minor Irrigation Division,
Washim. ..APPELLANT

VERSUS

Sanjay R. Thakare & ors ..RESPONDENTS

Mr V.G. Palshikar, Advocate for appellant;
Mr Amol Darekar, Advocate for respondent No.1;
Mr A.D. Sonak, A.G.P. for respondent Nos. 2 and 3

CORAM : N.W. SAMBRE, J.

DATE : 29th MARCH, 2017

ORAL ORDER :

Prayer is to permit respondent No.1-
claimant to withdraw the amount of enhanced
compensation. It is submitted that in similar
matters, this Court has permitted the claimants
therein to withdraw 50% of the amount on furnishing
undertaking and remaining amount subject to
furnishing solvent surety.

2. In view of above submissions made,

(2)

respondent No.1-claimant is permitted to withdraw 50% of the amount of compensation on filing usual undertaking. Balance amount of compensation is permitted to be withdrawn on furnishing solvent surety/security to the satisfaction of the Registrar (Judicial) of this Court.

3. Civil Application stands disposed of accordingly.

(N.W. SAMBRE, J.)

Tupe