

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

CIVIL APPLICATION(F) No.2859/2016 in FA St.No.7380/2016

Executive Engineer, Lower Wardha Project Division, Wardha
Vs.
Narendra s/o Panjabrao Shende and others.

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

Court's or Judge's orders.

Shri S.K.Bhoyar, Advocate for appellant.
Shri C.R.Najbile, Advocate for R.nos. 1 to 3.
Shri Kadu, AGP for R.Nos. 4 & 5.

CORAM : N.W.SAMBRE, J.
DATE : MARCH 30, 2017

Heard.

Pursuant to Court query, learned counsel
for the appellant undertakes to deposit the amount
under the award within a period of two weeks from
today.

The undertaking is accepted.

Delay of 64 days caused in preferring
appeal for the reasons stated in the application
stands condoned.

First Appeal St.No.7380/2016

Heard.

Admit.

Shri C.R.Najbile, learned Advocate waives

service on behalf of respondent nos.1, 2 and 3.

Shri Kadu, learned AGP waives service on behalf of respondent nos.4 and 5.

The appellant to file private paper book within a period of 12 weeks from today. If the paper book is not filed within the time stipulated, the appeal shall stand dismissed without further reference to the Court.

CAF No. 2860/2016

I If the amount as ordered under the judgment of the reference Court is deposited, there shall be stay to the effect, operation and execution of the impugned judgment. It is clarified that if the amount is not deposited within two weeks, the respondents will be at liberty to execute the decree.

JUDGE

Andurkar