

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

CIVIL APPLICATION (CAF) NO.2613 OF 2017  
IN  
FIRST APPEAL NO.12 OF 2014

Executive Engineer, VIDC, Medium Project Division, Nagpur

Vs.

Umrao s/o Keshavrao Dobale 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 V. G. Palshikar, Advocate for appellant.  
Shri C. R. Najbile, Advocate for respondent  
No. 1/applicant.  
Shri Amit Chutake, AGP for respondent Nos.2 and 3.

**CORAM : DR (SMT) SHALINI PHANSALKAR-JOSHI, J.**

**DATE : JUNE 23, 2017**

This is an application seeking withdrawal of remaining 50% of the amount of compensation which is already deposited by the appellant in this Court. This Court by order dated 10/10/2014 had permitted the respondent-claimant to withdraw 50% amount of compensation deposited by the appellant on furnishing solvent surety/security to the satisfaction of the Registrar (Judicial) of this Court. Now after the lapse of three years therefrom considering the requirement of respondent No.1 and also having regard to the fact that in similar F.A. No.70 of 2015 arising out of the same award, the Court has permitted withdrawal of the entire amount of compensation, this application is allowed. Respondent No.1 is permitted to withdraw remaining 50% amount of compensation on furnishing usual undertaking.

Civil Application is disposed of.

**JUDGE**