

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

C.A.F. No. 3714/2017 IN FIRST APPEAL No. 1035/2015

(THE EXE. ENGINEER, MINOR IRRIGATION DEPARTMENT, ZILLA PARISHAD, NAGPUR AND
ANOTHER -vs- KRISHNARAO AJABRAO TEKADE)

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

Court's or Judge's Orders.

Shri A.M. Kadukar, AGP for appellants.
Shri C.R. Najbile, counsel for respondent.

CORAM: S.B. SHUKRE, J.

DATE : SEPTEMBER 12, 2017.

Heard learned AGP for the appellants and
Shri Najbile, counsel for respondent.

On going through the reasons stated in the
impugned award, grounds of appeal and upon
considering the fact that in the connected matter i.e.
First Appeal No. 1016/2015, this Court has permitted
the claimant therein, to withdraw 50% of the amount
deposited in this Court, in the present appeal also, I do
not see any difficulty in allowing the claimant to
withdraw 50% of the amount deposited in this Court
conditionally.

Accordingly, application is partly allowed.

The claimant i.e. respondent is permitted to
withdraw 50% of the amount deposited in this Court,

upon furnishing usual undertaking before the learned Registrar, within four weeks from the date of the order.

Rest of the amount be invested in the Fixed Deposit Account with any national bank, as per rules, till final disposal of the appeal.

Application is disposed of.

JUDGE

Yenurkar