

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

**BEFORE THE NATIONAL LOK-ADALAT**

**First Appeal St. No.11213 of 2018**

*Executive Engineer, Bembla Canal Division, Yavatmal & another*  
*vs.*  
*Kirti Pratap Tarak & others*

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*Ms. A.S. Athalye, Advocate for the Appellants.*  
*None for Respondent No.1.*  
*Shri M.A Kadu, A.G.P. for Respondent Nos.2 & 3.*

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**O R D E R**  
**[Passed on 08<sup>th</sup> December, 2018]**

The Appellants have tendered a Pursis today, which is marked as "X" for identification.

The instant appeal is covered under the Government Resolutions dated 3<sup>rd</sup> November, 2016 and 23<sup>rd</sup> February, 2017 and, therefore, the appellant seeks permission to withdraw the appeal.

The appeal stands disposed of as withdrawn in terms of the Pursis [Exh.'X'] with no order as to costs.

The respondent-claimant shall be entitled to withdraw the amount of compensation, if deposited in the Court, along with accrued interest. If the balance amount of compensation is to be paid, it be deposited within three months in the trial Court. If any part of amount deposited with Bank as per Court's order, claimant shall be entitled to withdraw the same.

Court Fees, if any, be refunded to the Appellant as per Rule. Bank Guarantee, surety, if any, furnished during withdrawal, shall stand discharged.

(A.R. Patil)  
Advocate  
Member

(G.M. Kubde)  
Retired District Judge  
Member

(Justice S.M. Modak)  
Judge, High Court of Bombay  
Presiding Officer