

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

CIVIL APPLICATION (CAF) NO.2417/2018

IN

FIRST APPEAL NO.410/2018 (D)

Firdos Wd/o Aasif Sheikh and others

..Vs..

Union of India, through the General Manager, Central Railway, CST, Mumbai

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

Court's or Judge's orders

Ms. S.V. Salwankar, Advocate for the appellants.
Shri P.R Agrawal, Advocate for respondent.

CORAM : Z.A. HAQ, J.

DATE : 10.8.2018.

1. By this application, the original appellants / claimants seek modification of the directions given by this Court while disposing First Appeal No.410/2018 by which it is directed that the amount of compensation receivable by the claimants be kept in fixed deposit in nationalized bank and they are permitted to withdraw the interest which accrues on that amount. The claimants are seeking permission to withdraw substantial amount and the pleadings to support the request are found in paragraph No.4 of the civil application.

2. After hearing the learned Advocates for the respective parties and going through the judgment given in First Appeal No.410/2018 on 13th April, 2018, I find that the directions to keep the amount of compensation in fixed deposit were given after conscious consideration of status of the applicants. The pleadings of the

claimants justifying the request for grant of permission to withdraw the amount is not supported by documentary evidence and even otherwise reasons are not justifiable.

3. In view of the above, the civil application is **dismissed**. In the circumstances, the parties to bear their own costs.

JUDGE

Tambaskar.