

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

**CIVIL APPLICATION (CAF) NO.2562/2018**

**IN**

**FIRST APPEAL NO.451/2017**

**Vidarbha Irrigation Development Corporation, through its Executive**  
**Engineer, Bembla Project Division, District Yavatmal**

**...Versus...**

**Onkar Sheshrao Hotey and others**

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

Shri Vinay Dahat, Counsel for appellant  
Shri R.D. Hajare, Counsel for respondent no.1/applicant  
Shri K.R. Lule, AGP for respondent nos.2 and 3

**CORAM : ARUN D. UPADHYE, J.**

**DATE : 19/10/2018**

Heard.

This is an application filed by the respondent no.1  
- claimant for withdrawal of amount of Rs.2,28,643/-  
deposited by the appellant.

Learned Counsel for the respondent - claimant  
submits that half of the amount may be allowed to be  
withdrawn upon filing usual undertaking and remaining half  
of the amount may be allowed to be withdrawn upon  
furnishing security/surety.

Learned Counsel for the appellant has no objection for the same.

Considering the submissions of the learned Counsel for the respondent - claimant and having gone through the contents of the application, the civil application is allowed. The respondent – claimant is allowed to withdraw half of the amount by filing usual undertaking and remaining half of the amount is allowed to be withdrawn by furnishing security/security to the satisfaction of the Registrar (Judicial).

The civil application stands disposed of.

**JUDGE**

Wadkar, P.S.