

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

CIVIL APPLICATION (CAF) NO.2801/2018
IN
FIRST APPEAL NO.1263/2017

Executive Engineer (V.I.D.C.), Bembla Project Division, Yavatmal Tal. And Dist.
Yavatmal and another
...Versus...
Smt. Asha Subhash Ghode and others

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

Court's or Judge's orders

Shri M.A. Kadu, Counsel for appellants
Shri R.S. Nagpure, Counsel for respondent nos.1 to 5/applicants
Shri S.B. Bissa, AGP for respondent nos.6 and 7

CORAM : ARUN D. UPADHYE, J.
DATE : 02/11/2018

This is an application filed by the respondent nos.1 to 5/applicants for withdrawal of the amount of Rs.2,79,559/- deposited by the appellants in this Court.

Heard the learned Counsel for the parties.

The learned Counsel for the appellants has submitted that at the most 75% amount be permitted to be withdrawn.

Having heard the learned Counsel for the parties and having gone through the contents of the application, I am of the view that the entire amount could be permitted to be withdrawn.

In the result, the civil application is allowed. The respondent nos.1 to 5/applicants are permitted to withdraw the entire amount of Rs.2,79,559/- deposited by the appellants in this Court with accrued interest thereon, on the condition that the applicants shall furnish usual undertaking for 50% amount and for remaining 50% amount the applicants shall furnish solvent surety/security to the satisfaction of the Registrar (Judicial).

The civil application stands disposed of.

JUDGE

Wadkar, P.S.