

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

CIVIL APPLICATION (CAF) NO. 3831/2018
IN
FIRST APPEAL NO. 372/2017

The Executive Engineer, Bembla Project Division, Yavatmal.
V/s
Deepak Punjabrao Thake 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 the applicant/appellant.
Shri Chaudhari, counsel for the respondent Nos. 1 to 4.
Shri H.R.Dhumale, AGP for the respondent Nos. 5 and 6.

CORAM : M.G. GIRATKAR, J

DATE : 20.12.2018.

Head Shri Chaudhari, learned counsel for the
respondent Nos. 1 to 4.

As per the order dated 26.7.2017, claimants /
respondent Nos.1 to 4 were allowed to withdraw 75% amount
of compensation. Shri M.A. Kadu, learned counsel for the
appellant has strongly objected the withdrawal of amount.

Learned counsel Shri Chaudhari has submitted that
one of the claimant namely Deepak Punjabrao Thakare
(respondent No.1) was absconding and his legal heirs are
brought on record by order dated 21.11.2018. As per the order
dated 26.7.2017, respondent Nos. 1 (Legal heirs of Respondent

No.1) 2, 3 and 4 are allowed to withdraw 75% of the amount of compensation deposited in this Court on their furnishing usual undertaking and balance amount on their furnishing solvent surety to the satisfaction of the learned Registrar within four weeks from the date of this order. They are allowed to withdraw the amount as stated above alongwith accrued interest thereon.

JUDGE

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