

FARAD CONTINUATION SHEET No.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

FIRST APPEAL NO. 696/2013

(THE STATE OF MAHARASHTRA & ANOTHER **VERSUS** BALIRAM RAMKRUSHNA MULE)

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

Court's or Judge's orders

Mrs. H.N. Prabhu, A.G.P. for appellants.
 Shri A.M. Tirukh, counsel for respondent.

CORAM : A.S. CHANDURKAR, J.

DATE : FEBRUARY 05, 2019.

C.A.F. NO. 669/2012.

As the entire amount of compensation has been deposited in this Court, the execution of the impugned award shall remain stayed during pendency of the appeal.

Civil application stands disposed of.

C.A.F. NO. 403/2019.

The claimant seeks permission to withdraw the amount of compensation as deposited.

The prayer is opposed by the learned Assistant Government Pleader for the appellant/non-applicant.

Perused the impugned judgment. Considering the nature of evidence on record, the claimant is permitted to withdraw 60% of the amount of compensation as deposited. He shall file an undertaking within eight weeks stating therein that in case the appeal is allowed, the amount withdrawn shall be re-deposited with interest at such rate the Court may direct. Remaining amount shall be invested in Fixed Deposit.

Civil application stands disposed of in aforesaid terms.

JUDGE