

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

CIVIL APPLICATION (CAF) NO.72/2019

IN

FIRST APPEAL NO.1083/2018

Executive Engineer, Minor Irrigation Department, Washim, Tah. & District –
Washim

...Versus...

Rajaram s/o Rupsingh Pawar (Dead) Through L.Rs. Vikash s/o Rajaram Pawar
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 S.K. Bhoyar, Counsel for appellant
Shri N.M. Kolhe, Counsel for respondent no.1/applicant
Mrs. Geeta Tiwari, AGP for respondent nos.2 and 3

CORAM : ARUN D. UPADHYE, J.

DATE : 20/02/2019

Heard.

Perused the application. The respondent no.1/applicant has prayed for withdrawal of the amount deposited by the appellant.

Upon perusal of the impugned judgment and award and upon hearing the learned Counsel for the parties, I am of the view that the respondent no.1/applicant could be permitted to withdraw 50% of the amount out of the total amount, deposited by the appellant in this Court.

The respondent no.1/applicant is permitted to withdraw 50% of the amount out of the total amount, deposited by the appellant in this Court upon filing usual undertaking to the satisfaction of the Registrar (Judicial) and remaining 50% amount be kept in fixed deposit in any nationalized Bank.

The civil application is allowed and disposed of accordingly. No order as to costs.

JUDGE

Wadkar, P.S.