

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

**CIVIL APPLICATION (CAF) NO. 2370/2018 IN**  
**FIRST APPEAL STAMP NO. 5103/2018**

V.I.D.C., through its Executive Engineer, Yavatmal Project Construction Division,  
Yavatmal and another.

**Vs.**

Smt Lilabai Punjaappa Gheware and others.

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

*Court's or Judge's orders.*

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Shri Vinay Dahat, counsel for the appellant.  
Shri A.B. Nakshane, counsel for the respondent No.1.  
Ms. Geeta Tiwari, AGP for the respondent Nos. 2 and 3.

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

**DATE: 30-01-2019.**

Heard Shri Vinay Dahat, learned counsel for the appellant, Shri A.B. Nakshane, learned counsel for the respondent No.1 and Ms Geeta Tiwari, learned AGP for the respondent Nos.2 and 3.

Perused the application as well as reply filed by the respondent No.1.

Considering the submission on both the sides, the delay of 277 days in filing the first appeal is condoned.

Civil application is allowed.

**FIRST APPEAL STAMP NO. 5103/2018**

Heard.

**Admit.**

Call for record and proceedings.

Shri A.B. Nakshane, learned counsel waives notice for the respondent No.1.

Ms. Geeta Tiwari, learned AGP waives notice for the respondent Nos. 2 and 3.

Shri V.V. Dahat, learned counsel for the appellant has submitted that the entire amount of compensation will be deposited within twelve weeks and prays that the execution of impugned order be stayed.

In view of the statement made by the learned counsel for the appellant, permission is granted to deposit the entire amount of compensation within twelve weeks.

The impugned judgment and award dated 07/12/2016 passed by the learned Civil Judge, Senior Division, Yavatmal in L.A.C. No. 437/2012 is hereby stayed, until further order.

Civil application is allowed.

**JUDGE**