

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

CIVIL APPLICATION (CAF) NO.457/2017

IN
FIRST APPEAL ST. NO.7663/2016

Vidarbha Irrigation Development Corporation, through its Executive
Engineer, Yavatmal Medium Project Division, District Yavatmal

...Versus...
Jagan Rupsingh Jadhao 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 Vinay Dahat, Counsel for applicant
None for respondent nos.1 to 6
Shri I.J. Damle, AGP for respondent nos.7 and 8

CORAM : ARUN D. UPADHYE, J.
DATE : 18/04/2019

Heard.

Perused the application. There is a delay of 1180 days caused in filing the first appeal.

For the reasons stated in the application, the delay caused in filing the first appeal is condoned. The civil application is allowed and disposed of accordingly. No order as to costs.

FIRST APPEAL ST. NO.7663/2016

Heard.

The learned Counsel for the appellant has submitted that the appellant does not want to proceed further with the matter. The appellant has filed pursis vide Pursis St. No.5425/2019 to that effect and seeks permission to withdraw the first appeal.

Learned Assistant Government Pleader for the respondent nos.7 and 8 has no objection for withdrawal of the appeal.

Considering the submissions of the learned Counsel for the appellant and in view of pursis filed by the appellant on record, permission to withdraw the first appeal is granted.

The first appeal is disposed of as withdrawn.

The appellant is entitled for refund of court fees, as per rules. The respondent nos.1 to 6 are entitled for withdrawal of the amount, if not withdrawn, with accrued interest.

No order as to costs.

JUDGE